

**CITY OF EUREKA
CITY COUNCIL/
REDEVELOPMENT AGENCY
AGENDA**

Marian Brady 1st Ward
Linda Atkins 2nd Ward
Mike Newman 3rd Ward
Melinda Ciarabellini 4th Ward
Lance Madsen 5th Ward



Frank J. Jäger, Mayor

**REGULAR MEETING
TUESDAY, JULY 5, 2011
CLOSED SESSION 5:00 P.M.
REGULAR SESSION 6:00 P.M.
COUNCIL CHAMBER
531 K STREET
EUREKA, CA 95501**

David Tyson, City Manager
Pam Powell, City Clerk
William Bragg, Interim City Attorney

CLOSED SESSION

If closed session items cannot be completed by 5:55 P.M., they will be continued at the conclusion of the regular agenda, provided there is time. If time does not allow then those closed session items will be continued to the next regular meeting.

A. PUBLIC COMMENT PERIOD

(Limited to 3 minutes each speaker on closed session agenda items only)

B. Conference with labor negotiators

Agency designated representatives: Gary M. Bird for City of Eureka
Employee organization: Eureka Firefighters' Local #652 (EFL) and Eureka Fire Officers Local (EFOL).
Pursuant to California Government Code Section 54957.6

C. Conference with real property negotiators - Property: APN 001-054-45 and 001-054-13

Agency negotiator: David W. Tyson for the City of Eureka
Negotiating Parties: Eureka Waterfront Partners
Under negotiation: price, terms, and conditions
Pursuant to California Government Code Section 54956.8

REGULAR SESSION – 6:00 P.M.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION

MAYOR'S ANNOUNCEMENTS

COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS

PUBLIC HEARINGS

Public Hearings are scheduled for a time certain of 6:00 P.M. unless noticed otherwise, or as soon thereafter as possible.

1. Public Hearing – Schneider Log De-barker Coastal Development Permit
Recommendation:
 1. Hold a public hearing; and
 2. Adopt a Resolution of the City Council approving the Findings of Fact as described in Exhibit “A” and the Coastal Development Permit subject to the Conditions of Approval listed in Exhibit “B”.
(Community Development Director)
2. Public Hearing – 2011/12 Fee Schedule
Recommendation:
 1. Hold a public hearing; and
 2. Adopt a Resolution of the City Council establishing various fees and service charges within the City of Eureka.
(Finance Director)
3. Public Hearing – 2011/12 Budget Adoption
Recommendation:
 1. Hold a public hearing; and
 2. Adopt the following Resolutions:
 - a. A joint Resolution of the City of Eureka Redevelopment Agency and the City Council Concerning Construction of Publicly-owned Improvements; and;
 - b. Resolution of the City Council adopting the Budget for fiscal year beginning July 1, 2011 and approving changes and additions to the 2010-11 budget; and
 - c. Resolution of the Eureka Redevelopment Agency Adopting the budget for Fiscal Year beginning July 1, 2011; and
 - d. Resolution of the Eureka Public Financing Authority adopting the Budget for Fiscal Year beginning July 1, 2011.
(Finance Director)
4. Public Hearing – Disposition and Development Agreement with Pacific Affiliates, Inc. (AP#003-062-021)
Recommendation:
 1. Hold a public hearing; and
 2. Adopt a Resolution of the City Council approving a Disposition and Development Agreement with Pacific Affiliates Inc., for the purchase of Assessor’s Parcel No #003-062-021; and
 3. Authorize execution of a Disposition and Development Agreement with Pacific Affiliates Inc.
(Redevelopment Director)

PUBLIC COMMENT PERIOD

This is the time for members of the public who wish to be heard on matters that do not appear on the Agenda. Pursuant to City Council Resolution No. 2011-22, City Council policy is to limit each speaker to three (3) minutes. Such time allotment or portion thereof shall not be transferred to other speakers. The public will be allowed to speak concurrently with the calling of an agenda item following the staff presentation of that item.

Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda.

5. Is there any person in the audience who wishes to address the Council at this time?

CONSENT CALENDAR

Notice to the Public: *All matters listed under this category are considered to be routine by the City Council and will be enacted by one motion. Pursuant to City Council Resolution 2011-22, if a member of the public would like an item on the Consent Calendar pulled and discussed separately, the request shall be made to a Councilmember prior to the meeting. Unless a specific request is made by a Councilmember, the Consent Calendar will not be read. There will be no separate discussion of these items.*

6. Council meeting minutes.

Recommendation: Approve the regular Council/Redevelopment Agency Board meeting minutes of June 7, 2011 and special Council/Redevelopment Agency Board meeting minutes of June 16, 2011 as submitted.
(City Clerk)

7. Acorn, William

Recommendation: Reject the claim for damages.
(City Attorney)

8. Fund Balance Policy Resolution

Recommendation: Adopt a Resolution of the City Council implementing GASB 54 fund balance policy.
(Finance Director)

9. Truesdale Vista Point Project Professional Services Agreement

Recommendation: Authorize staff to execute a professional services agreement with LACO Associates for design services for the Truesdale Vista Point Project, in an amount not to exceed \$45,500.
(Public Works Director)

ORDINANCES/RESOLUTIONS

REPORTS/ACTION ITEMS

10. Fee Waiver Request – St Innocent Orthodox Church
Recommendation: 1. Deny request for an Architectural Review fee waiver from the St. Innocent Orthodox Church.
(Community Development Director)
-

CITY MANAGER/EXECUTIVE DIRECTOR'S REPORTS

ADJOURNMENT

If open session items cannot be completed by 9:30 P.M., the meeting may be adjourned to the next regular meeting or Council may vote to extend the meeting.

NOTICES

- The City Council agenda and supporting documents are available for public review on the Friday afternoon prior to the Tuesday meeting at the City Clerk's Office, the Eureka Humboldt County Library and on-line at www.ci.eureka.ca.gov.
- The numerical order of items on this agenda is for convenience of reference. Items may be taken out of order upon the request and consensus of the Mayor and Council.
- Any writing that is a public record not exempt from public disclosure and relating to an agenda item for open session of the City Council is available for public inspection at the Office of the City Clerk, 531 K Street, Room 207, Eureka, CA 95501.
- The meeting rooms are ADA accessible. Accommodations and access to City meetings for people with special needs must be requested of the City Clerk at 441-4175 72 hours in advance of the meeting. This agenda and other materials are available in alternate formats upon request.
- All persons in attendance at public meetings are requested to observe the following rules of civil debate:
 1. We may disagree, but we will be respectful of one another.
 2. All comments will be directed to the issue at hand.
 3. Personal attacks are unacceptable.

Applauding or other displays of approval/disapproval are discouraged.

- Regular City Council/Redevelopment Agency meetings are broadcast live by Humboldt Access on Cable Channel 10. Council meetings can also be viewed on line at www.accesshumboldt.net – Search archives “Eureka City Council Meetings”.
- To minimize distractions, please be sure all personal communication devices are turned off or on silent mode.

Questions? Please e-mail ppowell@ci.eureka.ca.gov or contact the City Clerk's office at (707) 441-4175.

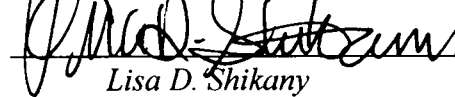
AGENDA SUMMARY**RE: SCHNEIDER LOG DE-BARKER COASTAL
DEVELOPMENT PERMIT****FOR AGENDA DATE: JULY 5, 2011
AGENDA ITEM NO.:** 1**RECOMMENDATION:**

1. Hold a Public Hearing;
2. Adopt the Resolution of the City Council approving the Findings of Fact as described in Exhibit 'A' and the Coastal Development Permit subject to the Conditions of Approval listed in Exhibit 'B'.

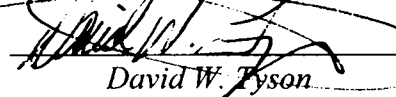
SUMMARY: The applicant is requesting approval of a Coastal Development Permit to legalize the placement and allow the operation of a log de-barker on the applicant's property. According to the applicant, the de-barker was placed on the property in May, 2011. Additionally, of approximately 500 cubic yards of top soil material that was excavated during a prior construction project approximately 420 cubic yards was disbursed on the subject property for "surface maintenance", and approximately 80 cubic yards was placed in the Marina Way right-of-way and on City owned property APN 003-062-021, blocking access to required off-street parking spaces for the subject parcel. This application includes approval of the disbursement of the top soil materials on the subject property and removal of the materials from the City's right-of-way and property.

ATTACHMENTS:

Exhibit A	Findings of Fact.....	pages 13-14
Exhibit B	Conditions of Approval.....	pages 15-16
Exhibit C	Resolution of the City Council.....	pages 17-20
Attachment A	Vicinity Maps.....	pages 21-22
Attachment B	Applicant submitted material	pages 23-24

*prepared by: Kristen M. Goetz**Continued page 2***FISCAL IMPACT:** None with this action.**DEPARTMENT HEAD SIGNATURE:***Lisa D. Shikany*

Interim Director of Community Development

CITY MANAGER SIGNATURE:*David W. Tyson*

City Manager

REVIEWED BY:

Assistant City Manager
Engineering
Fire
Public Works
Redevelopment

DATE:

6-28-11
6-28-11
6-29-11
6-28-11
6-29-11

INITIALS:

MK
GDB
BG
BAY
CTT

Council Action:

Ordinance No. _____

Resolution No. _____

SUMMARY (continued):

Logs to be debarked will arrive by truck, and will be stored on the subject property prior to debarking. The length of storage will vary but typically will not be longer than 45 days. The applicant estimates the volume of logs to be debarked is up to 500,000 board feet per month. The logs will continue to be stored on the site after debarking for as long as two months, and then will be shipped out by sea.

According to the applicant, the de-barker is portable, runs on electricity, and will be moved around the site as needed to facilitate debarking. The applicant has trenched an electrical service to the current location across the property located to the south of the subject parcel without permits. According to the submitted plan the trench is approximately 30 inches deep.

All bark will be sold from the site to one of the three power plants in the area, and between three and five full dumpsters will leave the site daily by truck and be taken to the power plants. No retail sales of bark materials will occur from the site, and the logs have not been treated with chemicals, nor are any chemicals used in the debarking process.

The overall length of the de-barker, including in- and out-feed rollers is approximately 154 feet. The height of the control room, which is mounted on top of a shipping container, is approximately 26 feet, with lights on top of the control room. The de-barker is currently located approximately 122 feet from the westerly (bay side) property line. The bark conveyer that transports the bark to the dumpster prior to removal from the site is approximately 50 feet in length.

The applicant indicated that graded/excavated material had been stored on the subject property following excavation for loading ramps for a previously permitted storage building on the subject property. The applicant indicates that approximately 500 cubic yards of excavated material had been stored on the subject property. Approximately 420 cubic yards of the soil was used for "surface maintenance" in the de-barker area, and the remaining 80 cubic yards of top soil material was placed in the City's right-of-way and City owned property APN 003-062-021, both without permits. The applicant has sold the top soil material placed in the City right-of-way and on the City's property, and it will be removed.

The subject property is an approximate 10.37 acre parcel located within the Coastal Zone. The General Plan designation is Coastal Dependent Industrial (CDI), and the Zoning designation is Coastal Industrial (MC). Both the Zoning and General Plan designations support and promote coastal-dependent, and coastal related uses. The applicant indicates that the log de-barker is a necessary piece of machinery used in the process to export logs, since the logs require de-barking prior to export. The logs come from various landowners and locations so the de-barker needs to be located at the export dock in order to process the logs prior to loading on the ship. The log de-barker will be located in an area which is potentially subject to the public trust, but which is filled, developed, and committed to urban uses. The Coastal Commission has delegated original permit

jurisdiction to the City of Eureka while reserving appellate jurisdiction. A permit approved by the City may therefore be appealed to the State Coastal Commission.

Analysis: The Local Coastal Program is the foundational policy document for areas of the City located in the coastal zone. It establishes farsighted policy that forms the basis for and defines the framework by which the City's physical and economic resources in the coastal zone are to be developed, managed and utilized. The Local Coastal Program is divided into two components: the first component is the *Land Use Plan*, which is the General Plan specific to land in the coastal zone. It outlines the existing conditions, permitted uses, and policies needed to achieve the goals of the Coastal Act and includes the general plan map. The second component of the Local Coastal Program is the *Implementation Plan*, which includes zoning regulations and the zoning map for land in the coastal zone, as well as specific coastal zone ordinances necessary to implement the policies of the Land Use Plan. A discussion of how the project complies with these two components follows:

Land Use Plan

According to *The General Plan Guidelines* published by the State Office of Planning and Research (OPR) a general rule for general plan consistency determinations can be stated as follows:

"An action, program, or project is consistent with the general plan if, considering all its aspects, it will further the objectives and policies of the general plan and not obstruct their attainment."

The Eureka General Plan Policy Document states:

"In interpreting and thoroughly understanding the City's overall land use and development philosophy, users of this Policy Document should understand that the goals, policies, and programs contained in Part II are as important, if not more so, than the Land Use Diagram itself. Accordingly, any review of individual development proposals must consider this Policy Document as a whole, rather than focusing solely on the Land Use Diagram or on particular policies and programs."

The Land Use Plan (LUP) contains goals, policies, standards, implementation programs, and quantified objectives that constitute the formal policy of the City of Eureka for land use, development, and environmental quality. The LUP is divided into eight sections:

Section 1 Land Use and Community Design

Section 2 Housing

Section 3 Transportation and Circulation

Section 4 Public Facilities and Services

Section 5 Recreational and Cultural Resources

Section 6 Natural Resources

Section 7 Health and Safety

Section 8 Administration & Implementation

Each element and the applicable goals and policies within that element are discussed below.

Section 1 Land Use and Community Design

This section contains diagrams, designations, standards, goals, policies, and programs that set the basic framework to guide the type, location, intensity, and quality of future development and the protection of Eureka's natural and built environment.

Applicable Land Use and Community Design LUP Policies and Goals:

Goal 1.A To establish and maintain a land use pattern and mix of development in the Eureka area that protects residential neighborhoods, promotes economic choices and expansion, facilitates logical and cost-effective service extensions, and protect valuable natural and ecological resources.

Policy 1.A.1 The City shall encourage infilling of vacant urban land and reuse of underutilized urban land within the Planning Area as its first priority of accommodating demand for growth.

Policy 1.A.5 Within the coastal zone, the City shall ensure that coastal-dependent developments have priority over other developments on or near the shoreline. Except as provided elsewhere in this General Plan, coastal-dependent development shall not be sited in a wetland. Coastal-related developments shall generally be accommodated proximate to the coastal-dependent uses they support.

Goal 1.M To ensure an adequate supply of industrial land for and promote the development of industrial uses to meet the present and future needs of Eureka and to maintain economic vitality.

Policy 1.M.2 The City shall promote development and upgrading of the Westside Industrial Area to accommodate industrial growth and the relocation of industry from unsuitable sites and areas.

Policy 1.M.3 The City shall support the retention of existing and establishment of new fishing facilities related uses in the area north of the railroad tracks between Commercial Street and C Street in the Core Area. The City shall encourage new development in the area that reinforces the essentially industrial character of the area and reduces potential land use conflicts and speculative inflation of land values.

Policy 1.M.7 The City shall encourage coastal-dependent industrial facilities to locate or expand within existing sites. Non-coastal-dependent uses located along the waterfront shall, if feasible, be relocated to other more appropriate areas within the city.

The property is designated Coastal Dependent Industrial (CDI) under the adopted Land Use Plan. The Coastal Dependent Industrial plan designation provides for coastal dependent and coastal-related businesses, boat landings, lumber, milling, and water borne carrier import and export facilities. The de-barker is a necessary piece of equipment used in the process of exporting logs. De-barking logs is a required step prior to the logs being loaded on a ship for export and is therefore coastal-dependent in that the logs depart by sea from the existing Schneider Dock. Expansion of the use of the existing site with the installation of the log de-barker is required to support the need for growth of a coastal dependent industrial use, and will help to maintain and potentially increase the economic vitality of the area. As such, the de-barker facilitates development consistent with the Land Use and Community Design LUP policies.

Section 2 Housing

This section contains diagrams, designations, standards, goals, policies, and programs that set the basic framework for housing production, location and programs.

The proposed de-barker will have no impact on existing or potential future housing.

Section 3 Transportation and Circulation

This section contains diagrams, goals, policies, and implementation programs that establish the framework for continued expansion of Eureka's transportation system.

De-barked logs are currently brought to the site for storage until they are loaded on a ship. A ship can only hold a certain amount of logs, and shipping of logs from this site has already been occurring. Adding the de-barker to the site is not anticipated to increase the number of logs that are brought to the site for loading onto ships, and therefore no increase in the number of trips generated by log processing or storage is expected.

Section 4 Public Facilities and Services

This section contains goals, policies, and programs that set the framework for provision of public facilities and services to meet the demand created by existing and future development in Eureka.

Applicable Public Facilities and Services LUP Policies and Goals:

Policy 4.E.2. The City shall promote maximum use of solid waste source reduction, recycling, composting, and environmentally-safe transformation of wastes.

The bark removed from the logs will be sold from the site to one of the three power plants in the area, and between three and five full dumpsters will leave the site daily by truck and be taken to the power plants. The site does not contain or provide any public facilities or services. The de-barker does not use water or create wastewater, and there will be no additional demand on existing public facilities or services, such as fire services, as a result of the location and operation of the log de-barker.

Section 5 Recreation and Cultural Resources

This section contains goals, policies, and programs that establish the framework for the provision of recreational opportunities to Eureka residents and visitors and the preservation, protection, and enhancement of cultural resources in the Eureka area.

Applicable Recreation and Cultural Resources LUP Policies and Goals:

Policy 5.B.5 For new development between the first public road and the sea, the City shall require the dedication of a vertical easement to the mean high tide line unless:

- a. Another more suitable public access corridor is available within 500 feet fo the site; or
- b. Access at the site would be consistent with other general Plan coastal policies, including existing, expanded, or new coastal dependent industry, agricultural operations, or the protection of environmentally sensitive habitat areas; or
- c. Access at the site is inconsistent with public safety, environmental protection, or military security needs.

Policy 5.B.6 For new development between the first public road and the sea, the city shall require a lateral access easement along the shoreline unless:

- a. Lateral access at the site would be inconsistent with other General Plan coastal policies, including existing, expanded, or new coastal dependent industry, agricultural operations, or the protection of environmentally sensitive habitat areas; or
- b. Access is inconsistent with public safety or military needs.

Policy 5.F.2 The City shall solicit the view of the Native American Heritage Commission and/or the local Native American community in cases where development may result in disturbance to sites containing evidence of Native American activity and/or to sites of cultural importance.

The property is zoned and used as industrial property. Allowing access to the coast over or through this property would be hazardous to the public health, safety and welfare with the movement of loaders and other heavy equipment utilized on the property to move the logs. Coastal access is available from Marina Way located just northeast of the property, and at the Public Marina located at the easterly end of Marina Way.

Referrals were sent to the local tribes, and no comments were received. This area has been

filled over the years, and the trenching for the electrical service is 30 inches deep, and will not disturb native soil.

Section 6 Natural Resources

This section contains goals, policies, and programs that establish the framework for the protection of the valuable natural resources of the Eureka area.

Applicable Natural Resources LUP Policies and Goals:

Policy 6.A.1 The City shall maintain, enhance, and, where feasible, restore valuable aquatic resources, with special protection given to areas and species of special biological or economic significance. The City shall require that uses of the marine environment are carried out in the manner that will sustain the biological productivity of coastal waters and that will maintain healthy populations of all species of marine organisms adequate for long-term commercial, recreational, scientific and educational purposes.

Policy 6.A.7 Within the Coastal Zone, the city shall ensure that environmentally sensitive habitat areas are protected against any significant disruption of habitat values, and that only uses dependent on such resources shall be allowed within such areas. The City shall require that development in areas adjacent to environmentally sensitive habitat areas be sited and designed to prevent impacts which would significantly degrade such areas, and be compatible with the continuance of such habitat areas.

The de-barker is not located within a wetland, or an environmentally sensitive habitat area. The de-barker will be located at least 100 feet from Humboldt Bay. Activities related to log and other cargo storage currently occur on the site. The addition of the de-barker only adds another step in an ongoing process of log export. Therefore, installation and operation of the de-barker will not negatively affect any natural resources.

Section 7 Health and Safety

This section contains goals, policies, and programs intended to protect Eureka residents, businesses, and visitors from the harmful effects of natural and man-made hazards.

Applicable Health and Safety LUP Policies

7.G.2 The City shall require that noise created by new proposed non-transportation sources be mitigated so as not to exceed the noise level standards of Table 7-1 as measured immediately within the property line of lands designated for noise-sensitive uses, as listed in Table 7-1.

TABLE 7-1
NOISE LEVEL PERFORMANCE STANDARDS
New Projects Affected by or Including Non-transportation Sources

Noise Level Descriptor	Daytime (7 a.m. to 10 p.m.)	Nighttime (10 p.m. to 7 a.m.)
Hourly L _{eq} , dB	50	45
Maximum level, dB	70	65
Each of the noise levels specified above shall be lowered by five dB for simple tone noises, noises consisting primarily of speech or music, or for recurring impulsive noises. These noise level standards do not apply to residential units established in conjunction with industrial or commercial uses (e.g., caretaker dwellings).		

There are no noise sensitive areas (i.e., residences, schools, etc.) in the area. All parcels adjacent to the subject parcel are zoned industrial and create their own noise. Noise generated by the de-barker will be less than the surrounding uses (sawmill, de-barker, loaders, shovels, forklifts, trucks, etc.). The noise produced by the de-barker is less than or similar to diesel powered equipment currently operating on the site. The de-barker is also located toward the interior of the property with on-site buildings surrounding it thereby reducing off-site noise levels.

Section 8 Administration and Implementation

This section contains goals, policies, and programs to ensure that the City of Eureka maintains a high level of attention to the General Plan by providing for routine review and update of the Policy Documents and Background Report and ensuring that other City regulations and ordinances are consistent with the Plan. The installation and operation of the de-barker is consistent with the adopted General Plan, and no modification of the General Plan is required.

Therefore, based on the discussion above, the Schneider Log De-Barker is consistent with the Land Use Designations applicable to the project site, and the Policy Document of the Land Use Plan.

Implementation Plan

The Implementation Plan includes the Coastal Zoning Regulations, the Zoning Map and specific Coastal Zone Ordinances that implement the policies of the LUP. In addition to specifying the regulations pertaining to specific zoning districts, the Coastal Zoning Regulations, Section 10-5.2940 et. seq. (section 156.050 et. seq.), specify Coastal Zone Development Standards that apply to all development in the Coastal Zone. The standards include those for public access, environmental resources, natural hazards, visual resources, public works, and development.

The property has a Zoning designation of Coastal Dependent Industrial (MC). The MC Coastal Dependent Industrial District is included in the zoning regulations to achieve the following purposes:

- (1) To reserve and protect parcels adjacent to the sea for coastal-dependent and coastal-related uses;
- (2) To provide for coastal-dependent energy and industrial uses;
- (3) To provide development standards which will ensure that potential environmental damage will be avoided, minimized, or mitigated;
- (4) To protect areas appropriate for industrial uses from intrusion by dwellings and other inharmonious uses;
- (5) To protect residential and commercial properties and to protect nuisance-free, nonhazardous industrial uses from noise, odor, insect nuisance, dust, dirt, smoke, vibration, heat and cold, glare, truck and rail traffic, and other objectionable influences, and from fire, explosion, noxious fumes, radiation, and other hazards incidental to certain industrial uses;
- (6) To provide opportunities for certain types of industrial plants to concentrate in mutually beneficial relationships to each other;
- (7) To provide adequate space to meet the needs of modern industrial developments, including off-street parking and truck loading areas and landscaping;
- (8) To provide sufficient open space around industrial structures to protect them from the hazard of fire and to minimize the impact of industrial plants on nearby residential and agricultural districts; and,
- (9) To minimize traffic congestion and to avoid the overloading of utilities by preventing the construction of buildings of excessive size in relation to the amount of land around them.

The Coastal Zoning District regulations control, among other things, the uses allowed within each zoning district. The MC zone district specifically permits "Water borne carrier import and export facilities" as a principally permitted use. Therefore, as discussed, the Schneider Log De-Barker as a necessary step in the process for log export, is consistent with the MC Zoning Designation and the Coastal Zone Development Standards of the Implementation Plan.

Referral Comments: In April, 2011, the project was referred to departments and agencies with jurisdiction over the project, and responses were received from 9 departments/agencies. The Engineering - Traffic, North Coast Unified Air Quality Management District, and Building all provided comments, and the other 6 respondents had no comment. Staff provided copies of the comments to the applicant via e-mail.

The North Coast Unified Air Quality Management District (NCUAQMD) responded in April to the first referral, indicating that permits may be required for the operation of the de-barker if it were to run by a generator, or if the particulate matter emissions were subject to District Rule

102, and they needed more information to make these determinations. Additionally, they commented that the de-barker itself may be subject to District Rule 110 New Source Review and Prevention of Significant Deterioration. The District requested that if the CDP were issued that it be conditioned to require the applicant to obtain all necessary permits. Additionally, the applicant has contacted the Air Quality District, and has indicated their willingness to coordinate with the District.

The Building Department commented that an electrical permit for equipment feeding the proposed de-barker would be required, unless a standalone portable generator was proposed.

The Engineering-Traffic division requested that all loads of bark leaving the site in the containers be covered to prevent loss of material to the roadway. Additionally, they asked that the noise level effect be considered on future development of adjacent property. The subject property, and the property directly to the southwest which is currently owned by the applicant, is permitted as a Coastal Dependent Industrial Park. The property located to the northwest of this parcel is currently vacant, but a Coastal Development Permit has been approved for its use as a Cargo Storage Facility by this applicant. The properties farther to the northwest are also vacant up to the Wharfinger Building. Properties to the southwest and southeast are currently developed with logging and lumber related uses. The Marina Center project is proposed for the property to the east, but the area closest to the subject property is currently planned as a wetland restoration area. While the City of Eureka does not have a noise ordinance, the City's General Plan indicates that noise level performance standards for non-transportation sources measured immediately within the property line should be a maximum of 70 dB in the daytime (7 a.m. to 10 p.m.), and 65 dB at night (10 p.m. and 7 a.m.).

As Staff was ready to begin preparation of the Agenda Summary, an anonymous complaint was received alleging that the de-barker had been placed on the site. A City inspection revealed that indeed, the de-barker had been erected on the property, and excavated materials placed in the City's right-of-way on Marina Way, and City property APN 003-062-021, and a Notice of Violation was sent to the property owner. The Notice contained numerous questions and requests to provide additional information in light of the fact the application would now need to be modified to include legalization of the de-barker on the property, and removal of the excavated material, instead of the original application just to allow the de-barker to be placed and to operate on the property. The Notice requested the applicant respond within a time certain in order to avoid further enforcement action, and following a meeting with City Staff and within the specified time frame, the applicant provided responses on June 15, 2011. Staff circulated the new information internally, and on June 17, provided the applicant with a letter with additional questions and requests. The applicant responded to the letter on June 20, 2011, and that information was also circulated internally to Building, Engineering, Redevelopment, and Property Management for review.

The Engineering Department commented that an electrical panel was shown at the southwest

corner of the parcel located to the southwest of the subject parcel. The panel has been installed in a City right-of-way for Waterfront Drive along with fencing to allow private use of the City right-of-way, and neither the panel nor the fencing has been approved by the City. Additionally, the electrical service for the de-barker has been installed in a trench that runs across the City right-of-way and then across APN 003-062-024 to serve the de-barker on the subject property.

In 1992, in Book 26 of Parcel Maps, Page 100, Louisiana Pacific Corporation offered the dedication of a 60 wide strip of land to the City of Eureka for public street and utility purposes, and all purposes incidental thereto (described as Parcel A). Additionally, upon its acceptance, all unused portions of Parcel A would revert to the property owner. As indicated by Engineering's comment, the electrical panel and portion of the electric service are located within this 60 foot wide dedicated area, and reversion of the unused portion of Parcel A to the property owner requires a street vacation.

Other Engineering comments pertained to the electrical trenching, the Marina Way right-of-way being incorrectly shown on the plan, and the excess soils deposited in the City's right-of-way and City owned property APN 003-062-021.

Building commented that a building permit is required for the construction of the control tower, and an electrical permit for the electrical service to the de-barker is also required. Building also indicated a portion of the conduit had been installed on the ground in the City right-of-way in violation of the California Electric Code (CEC) and Eureka Municipal Code, and required that plans be submitted to the Building Department and a permit obtained immediately to install the conduit in conformance with the CEC.

Redevelopment indicated that no dirt should be placed on Agency owned property until a lease was executed; the lease has been executed, and a lease payment made as of June 20, 2011. However, placement and removal of the excavated material requires a Coastal Development Permit. The applicant has already been directed not to remove the excavated material until the appeal period for the Coastal Development Permit concludes.

On June 20, 2011, the applicant responded that a portion of the electrical service trench that was covered with 6" of concrete would be increased to 12" of concrete, and the section of the trench where logs would be stored would be covered with a minimum of 18" of concrete. They further indicated they would apply for the electrical permit within one week.

The above comments have been included as Conditions of Approval.

No other issues were identified that would indicate that the project as conditioned would not be consistent with the Local Coastal Plan and Zoning regulations.

California Environmental Quality Act: The Lead Agency has determined that the above

described activity is a project subject to the California Environmental Quality Act (CEQA). The Lead Agency has further determined that the project is exempt from CEQA pursuant to a Class 3 categorical exemption (Section 15303 New Construction or Conversion of Small Structures), which exempts the construction and locating of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structures.

The project involves the location and operation of an approximate 154 foot wide by 50 foot long portable log de-barker on a parcel that is greater than 10 acres in size and is already utilized for industrial purposes. In the overall scheme of the subject property as compared to the proposed project, the log de-barker can be considered a small facility. Further, use of the categorical exemption is not barred by one of the exceptions set forth in Section 15300.2 of the CEQA Guidelines.

Summary and Conclusion: In order to approve the Coastal Development Permit, the City Council must find that the project is in conformance with the adopted and certified Local Coastal Program. Based on the discussion above Staff has determined that such a finding can be made. Therefore, Staff recommends that the City Council adopt the Findings of Fact listed in Exhibit 'A,' and approve the Coastal Development Permit subject to the conditions of approval listed in Exhibit "B", by adopting the attached Resolution. The City's final action on the Coastal Development Permit is appealable to the State Coastal Commission.

Recommended Motion:

"I move that the City Council adopt the Resolution of the City Council approving the Findings of Fact in Exhibit 'A' and the Coastal Development Permit subject to the Conditions of Approval listed in Exhibit 'B'."

Exhibit "A"

FINDINGS OF FACT

The decision of the City Council to approve with conditions the subject application was made after careful, reasoned and equitable consideration of the evidence in the record, including, but not be limited to: written and oral testimony submitted at the public hearing; the staff report; site investigation(s); agency comments; project file; and, the evidence submitted with the permit application. The findings of fact listed below "bridge the analytical gap" between the raw evidence in the record and the Council's decision.

1. The project site is located in the California Coastal Zone and a Coastal Development Permit is required. The City of Eureka has permit jurisdiction for issuing the Coastal Development Permit, and the City's final action on the Coastal Development Permit is appealable to the State Coastal Commission.

2. The Lead Agency has determined that the above described activity is a project subject to the California Environmental Quality Act (CEQA). The Lead Agency has further determined that the project is exempt from CEQA pursuant to a Class 3 categorical exemption (Section 15303 New Construction or Conversion of Small Structures), which exempts the construction and locating of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structures.

The project involves the location and operation of an approximate 154 foot wide by 50 foot long portable log de-barker on a parcel that is greater than 10 acres in size and is already utilized for industrial purposes. In the overall scheme of the subject property as compared to the proposed project, the log de-barker can be considered a small facility. Further, use of the categorical exemption is not barred by one of the exceptions set forth in Section 15300.2 of the CEQA Guidelines.

3. The project site is currently utilized for ongoing coastal dependent industrial uses at a scale commensurate with the proposed de-barker.

4. The project site is located in an industrial area of the waterfront.

5. The project site consists of historic fill, and the trenching of the electrical service associated with the project will not disturb native soil.

6. Logs are currently de-barked at other locations and trucked to the subject property for storage prior to export. The logs will now be transported to the property, de-barked on site and stored, prior to being loaded on ships for export. Therefore, no increase in traffic is anticipated.

RE: SCHNEIDER LOG DE-BARKER COASTAL DEVELOPMENT PERMIT	FOR AGENDA DATE: JULY 5, 2011 AGENDA ITEM NO.: <i>Page 14</i>
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7. Under the adopted Land Use Plan, the General Plan portion of the Local Coastal Program, the project site has a General Plan Land Use designation of Coastal-Dependent Industrial (CDI).

8. The purpose of the CDI Land Use Designation is to promote development of coastal-dependent industrial uses along the City's waterfront and reuse vacant land in the Westside Industrial area.

9. The proposed project is supported by several goals and policies of the City of Eureka General Plan, including those relating to Land Use and Development, Commercial Development and Industrial Development.

10. The property has a Zoning designation of Coastal Dependent Industrial (MC). The MC zone district specifically permits "Water borne carrier import and export" as a principally permitted use. Therefore, the proposed log de-barker, as part of the log export process, is consistent with the MC Zoning Designation and the Coastal Zone Development Standards of the Implementation Plan.

11. No issues were identified by referral departments or agencies that would indicate that the project as conditioned would not be consistent with the Local Coastal Plan and Zoning regulations.

End Exhibit A

Exhibit "B"

Conditions of Approval

Approval of the Coastal Development Permit is conditioned on the following terms and requirements. The violation of any term or requirement of this conditional approval may result in the revocation of the permit.

1. During any necessary grading, trenching, or other ground disturbing activities, should buried archeological or historical resources be encountered all work shall temporarily stop in the immediate area, and a qualified archeologist, and the Wiyot Tribe, shall be contacted to evaluate the materials. Prehistoric materials may include chert flakes, tools, locally-darkened midden soils, ground stone artifacts, dietary bone, and human burials. If human burial is discovered during construction operations, State law requires that the County Coroner be contacted immediately. If such remains are found to be those of a Native American, the California Native American Heritage Commission will then be contacted by the Coroner to determine appropriate treatment of the remains.

2. All necessary permits shall be obtained and final inspection obtained from the Building Department within two weeks of the end of the appeal period for the Coastal Development Permit for the disbursement of approximately 420 cubic yards of top soil material on the subject property, and the approximate 80 cubic yards of material stored in the City's right-of-way and on City owned property APN 003-062-021. If any damage has occurred to the surface area as a result of the placement or removal of the excavated materials, the area shall be repaired at the applicant's expense and to the satisfaction of the City of Eureka Engineering, Building, and Community Development Department.

3. Noise levels performance standards for the operation of the de-barker shall be measured immediately within the property line and shall be a maximum of 70 dB in the daytime (7 a.m. to 10 p.m.), and 65 dB at night (10 p.m. and 7 a.m.). This condition is on-going and shall be completed to the satisfaction of the City of Eureka Community Development Department.

4. Within one month following the appeal period for the Coastal Development permit, the applicant shall either apply to vacate the unused portion(s) of Parcel A, and diligently pursue and complete recordation of the appropriate documents, or obtain any necessary building permits and relocate the electrical panel and electrical service off of Parcel A and onto the property owner's property. The City of Eureka shall determine whether vacation or relocation is required. If relocation is required, then all applicable building permits shall be obtained by the property owner prior to relocation of the panel and service. All fees for the vacation of the unused portion(s) of Parcel A or the relocation of the electrical panel and service shall be at the property owner's expense. This condition shall be completed to the satisfaction of the City of Eureka Building, Engineering, and Community Development Departments.

5. At least two weeks prior to any relocation of the de-barker on the subject property, the property owner shall provide a complete and accurate site plan to the Community Development Department and the Building Department showing the proposed new location of the de-barker. The log de-barker shall not be located any closer than 100 feet from the top of bank of the Bay. The plan shall also show the new trench location for the electrical service to the de-barker, or other proposed means of providing power to the de-barker. Any permits required relating to the de-barker relocation shall be obtained by the property owner, at his expense, prior to relocation of the de-barker. This condition shall be completed to the satisfaction of the City of Eureka Building and Community Development Departments.

6. Prior to operation of the de-barker, the property owner/operator shall obtain any permits required by the North Coast Unified Air Quality Management District (AQMD). The owner/operator shall submit a copy of the approved permit(s) to the Community Development Department prior to operation of the de-barker, or shall provide written notification from the AQMD indicating that no permits are required. This condition shall be completed to the satisfaction of the North Coast Unified Air Quality Management District and the City of Eureka Community Development Department.

7. Any lighting associated with the de-barker shall be shielded and positioned so only the de-barker is illuminated. Lights shall be shielded so as not to produce any horizontal light or glare that extends past the edges of the de-barker. At no time shall the de-barker or the lights be positioned to allow light to project past the boundaries of the property. This is an ongoing condition and shall be completed to the satisfaction of the City of Eureka Community Development Departments.

8. Building permits (grading, electrical, etc.) shall be obtained prior to commencement of any work that requires a Building Permit. This condition shall be completed to the satisfaction of the Building, Engineering, Public Works, Fire, and Community Development Departments.

9. The log de-barker is permitted by this Coastal Development Permit for the purpose of de-barking logs for export with incidental land-based transport of logs from the subject site allowed (i.e., transport to the adjacent Cargo Storage Facility, or to an off-site location for logs that are found unsuitable for export). De-barking of logs for land-based transport is prohibited and constitutes a violation of this permit.

End Exhibit "B"

RESOLUTION NO. 2011-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EUREKA ADOPTING
THE FINDINGS OF FACT AND APPROVING THE CONDITIONS OF APPROVAL
FOR THE SCHNEIDER LOG DE-BARKER CONDITIONAL USE PERMIT; 990 W.
WATERFRONT DRIVE: APN 003-062-028; (CDP-11-0002)**

WHEREAS, the Project Applicant desires to legalize the placement and allow operation of a log de-barker at 990 W. Waterfront Drive; and

WHEREAS, the Project Applicant desires to legalize the disbursement of approximately 420 cubic yards of top soil material at 990 W. Waterfront Drive, and the removal of approximately 80 cubic yards of top soil material from the City of Eureka's Marina Way right-of-way; and

WHEREAS, on July 5, 2011, the City Council held a public hearing to receive testimony.

NOW THEREFORE, be it resolved by the Council of the City of Eureka that the decision of the City Council to approve with conditions the subject application was made after careful, reasoned and equitable consideration of the evidence in the record, including, but not be limited to: written and oral testimony submitted at the public hearing; the staff report; site investigation(s); agency comments; project file; and, the evidence submitted with the permit application.

The findings of fact listed below "bridge the analytical gap" between the raw evidence in the record and the Council's decision.

1. The project site is located in the California Coastal Zone and a Coastal Development Permit is required. The City of Eureka has permit jurisdiction for issuing the Coastal Development Permit, and the City's final action on the Coastal Development Permit is appealable to the State Coastal Commission.

2. The Lead Agency has determined that the above described activity is a project subject to the California Environmental Quality Act (CEQA). The Lead Agency has further determined that the project is exempt from CEQA pursuant to a Class 3 categorical exemption (Section 15303 New Construction or Conversion of Small Structures), which exempts the construction and locating of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structures. The project involves the location and operation of an approximate 154 foot wide by 50 foot long portable log de-barker on a parcel that is greater than 10 acres in size. In the overall scheme of the subject property as compared to the proposed project, the log de-barker can be considered a small facility. Further, the Lead Agency has determined that use of the categorical exemption is not barred by one of the exceptions set forth in Section 15300.2 of the CEQA Guidelines.

3. The project site is currently utilized for ongoing coastal dependent industrial uses at a scale commensurate with the proposed de-barker.

4. The project site is located in an industrial area of the waterfront.

5. The project site consists of historic fill, and the trenching of the electrical service associated with the project will not disturb native soil.

6. Logs are currently de-barked at other locations and trucked to the subject property for storage prior to export. The logs will now be transported to the property, de-barked on site and stored, prior to being loaded on ships for export. Therefore, no increase in traffic is anticipated.

7. Under the adopted Land Use Plan, the General Plan portion of the Local Coastal Program, the project site has a General Plan Land Use designation of Coastal-Dependent Industrial (CDI).

8. The purpose of the CDI Land Use Designation is to promote development of coastal-dependent industrial uses along the City's waterfront and reuse vacant land in the Westside Industrial area.

9. The proposed project is supported by several goals and policies of the City of Eureka General Plan, including those relating to Land Use and Development, Commercial Development and Industrial Development.

10. The property has a Zoning designation of Coastal Dependent Industrial (MC). The MC zone district specifically permits "Water borne carrier import and export" as a principally permitted use. Therefore, the proposed log de-barker, as part of the log export process, is consistent with the MC Zoning Designation and the Coastal Zone Development Standards of the Implementation Plan.

11. No issues were identified by referral departments or agencies that would indicate that the project as conditioned would not be consistent with the Local Coastal Plan and Zoning regulations.

FURTHER, approval of the Coastal Development Permit is conditioned on the following terms and requirements. The violation of any term or requirement of this conditional approval may result in the revocation of the permit.

1. During any necessary grading, trenching, or other ground disturbing activities, should buried archeological or historical resources be encountered all work shall temporarily stop in the immediate area, and a qualified archeologist, and the Wiyot Tribe, shall be contacted to evaluate the materials. Prehistoric materials may include chert flakes, tools, locally-darkened midden soils, ground stone artifacts, dietary bone, and human burials. If human burial is discovered during construction operations, State law requires that the County Coroner be contacted immediately. If such remains are found to be those of a Native American, the California Native American Heritage Commission will then be contacted by the Coroner to determine appropriate treatment of the remains.

2. All necessary permits shall be obtained and final inspection obtained from the Building Department within two weeks of the end of the appeal period for the Coastal Development Permit for the disbursement of approximately 420 cubic yards of top soil material on the subject property, and the approximate 80 cubic yards of material stored in the City's right-of-way and on City owned property APN 003-062-021. If any damage has occurred to the surface area as a result of the placement or removal of the excavated materials, the area shall be repaired at the applicant's expense and to the satisfaction of the City of Eureka Engineering, Building, and Community Development Department.

3. Noise levels performance standards for the operation of the de-barker shall be measured immediately within the property line and shall be a maximum of 70 dB in the daytime (7 a.m. to 10 p.m.), and 65 dB at night (10 p.m. and 7 a.m.). This condition is on-going and shall be completed to the satisfaction of the City of Eureka Community Development Department.

4. Within one month following the appeal period for the Coastal Development permit, the applicant shall either apply to vacate the unused portion(s) of Parcel A, and diligently pursue and complete recordation of the appropriate documents, or obtain any necessary building permits and relocate the electrical panel and electrical service off of Parcel A and onto the property owner's property. The City of Eureka shall determine whether vacation or relocation is required. If relocation is required, then all applicable building permits shall be obtained by the property owner prior to relocation of the panel and service. All fees for the vacation of the unused portion(s) of Parcel A or the relocation of the electrical panel and service shall be at the property owner's expense. This condition shall be completed to the satisfaction of the City of Eureka Building, Engineering, and Community Development Departments.

5. At least two weeks prior to any relocation of the de-barker on the subject property, the property owner shall provide a complete and accurate site plan to the Community Development Department and the Building Department showing the proposed new location of the de-barker. The log de-barker shall not be located any closer than 100 feet from the top of bank of the Bay. The plan shall also show the new trench location for the electrical service to the de-barker, or other proposed means of providing power to the de-barker. Any permits required relating to the de-barker relocation shall be obtained by the property owner, at his expense, prior to relocation of the de-barker. This condition shall be completed to the satisfaction of the City of Eureka Building and Community Development Departments.

6. Prior to operation of the de-barker, the property owner/operator shall obtain any permits required by the North Coast Unified Air Quality Management District (AQMD). The owner/operator shall submit a copy of the approved permit(s) to the Community Development Department prior to operation of the de-barker, or shall provide written notification from the AQMD indicating that no permits are required. This condition shall be completed to the satisfaction for the North Coast Unified Air Quality Management District and the City of Eureka Community Development Department.

7. Any lighting associated with the de-barker shall be shielded and positioned so only the de-barker is illuminated. Lights shall be shielded so as not to produce any horizontal light or

glare that extends past the edges of the de-barker. At no time shall the de-barker or the lights be positioned to allow light to project past the boundaries of the property. This is an ongoing condition and shall be completed to the satisfaction of the City of Eureka Community Development Departments.

8. Building permits (grading, electrical, etc.) shall be obtained prior to commencement of any work that requires a Building Permit. This condition shall be completed to the satisfaction of the Building, Engineering, Public Works, Fire, and Community Development Departments.

9. The log de-barker is permitted by this Coastal Development Permit for the purpose of de-barking logs for export with incidental land-based transport of logs from the subject site allowed (i.e., transport to the adjacent Cargo Storage Facility, or to an off-site location for logs that are found unsuitable for export). De-barking of logs for land-based transport is prohibited and constitutes a violation of this permit.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Eureka in the County of Humboldt, State of California, on the 5th day of July, 2011 by the following vote:

AYES: COUNCILMEMBERS
NOES: COUNCILMEMBERS
ABSENT: COUNCILMEMBERS
ABSTAIN: COUNCILMEMBERS

Frank J. Jäger, Mayor of the City of Eureka

Attest:

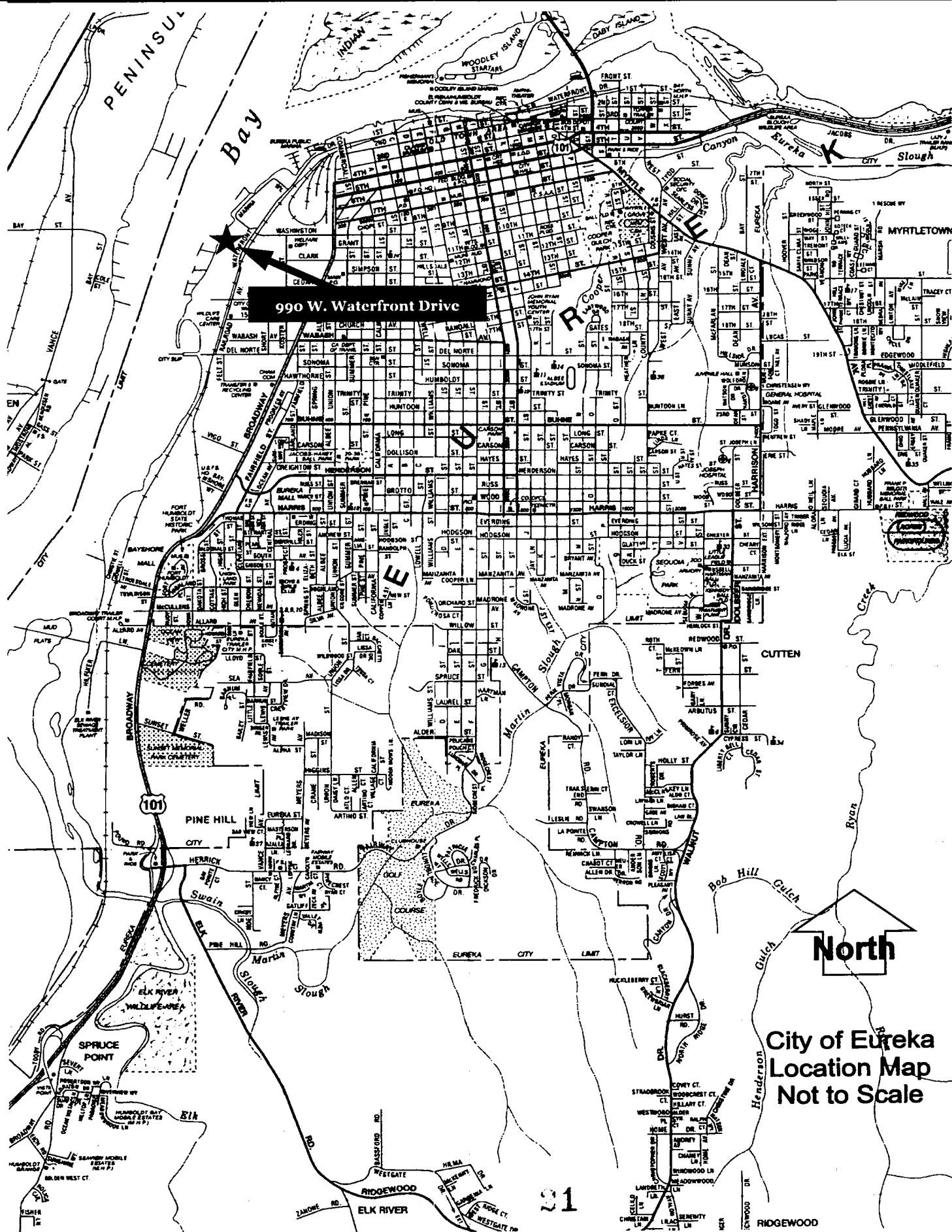
Pamela J. Powell, City Clerk

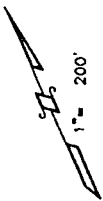
Approved as to Administration:

Approved as to form:

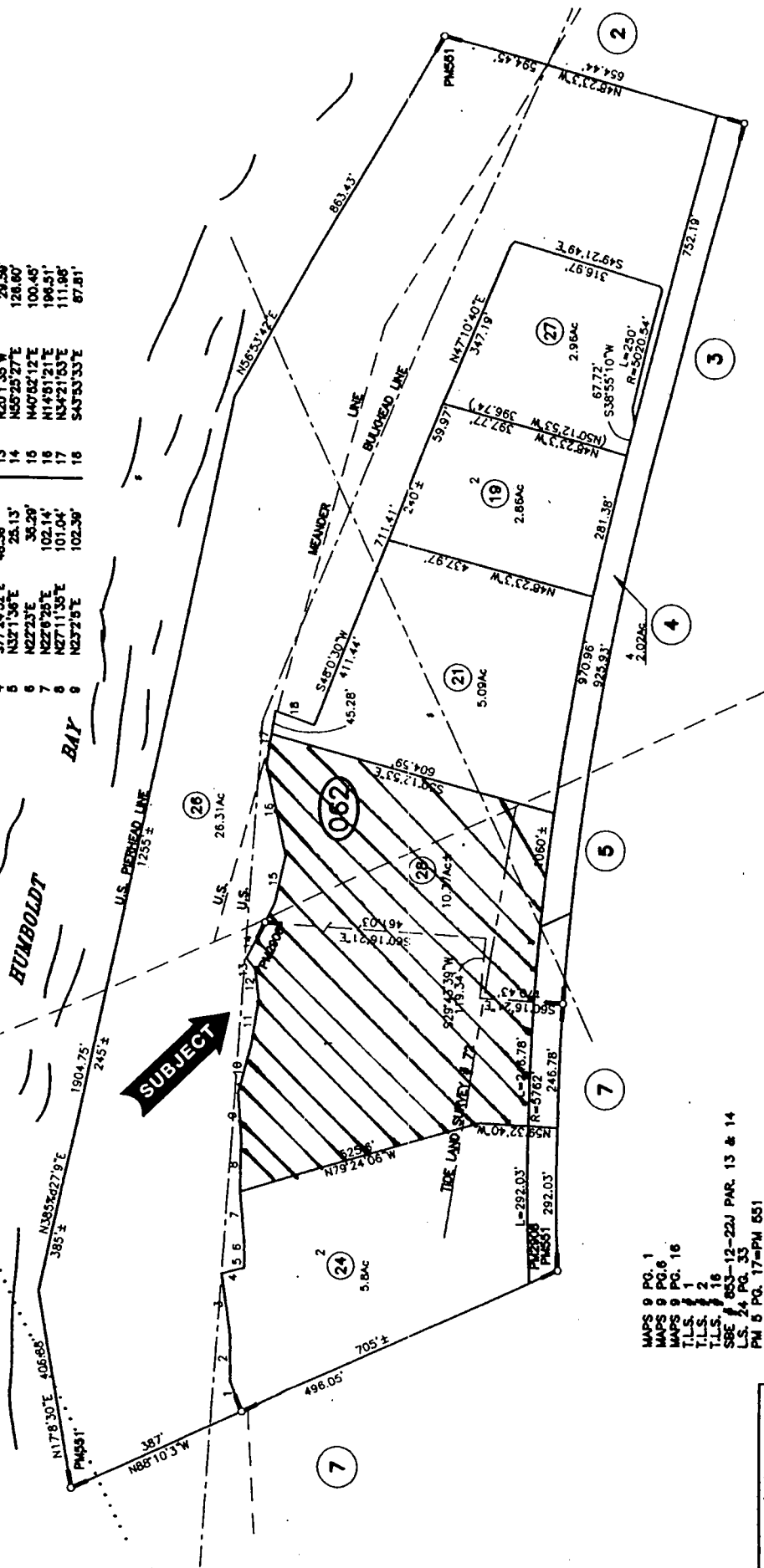
David W. Tyson, City Manager

William R. Bragg, Interim City Attorney





	MEAN HIGH WATER MARK	
1	N6°23'27"E	66.66'
2	N28°2'32"E	91.99'
3	N18°10'31"E	130.75'
4	S77°24'52"E	46.38'
5	N32°1'36"E	25.13'
6	N2°23'3"E	35.29'
7	N22°8'25"E	102.14'
8	N27°11'35"E	102.36'
9	N22°2'5"E	102.36'
	N4°23'50"E	100.65'
	N35°12'49"E	100'
	N21°33'34"W	66.16'
	N20°1'35"W	29.59'
	N25°25'27"E	128.60'
	N4°32'12"E	100.45'
	N48°1'21"E	199.51'
	N27°1'53"E	111.96'
	S43°33'35"E	87.81'



MAPS 9 PG. 1
MAPS 9 PG.6
MAPS 9 PG. 16
T.L.S. # 1
T.L.S. # 2
T.L.S. # 16
SSB # 853-12-22J PAR. 13 & 14
L.S. 24 PG. 33
PM 5 PG. 17-PM 551
PM 2908 of PM Bt.26,Pg.100

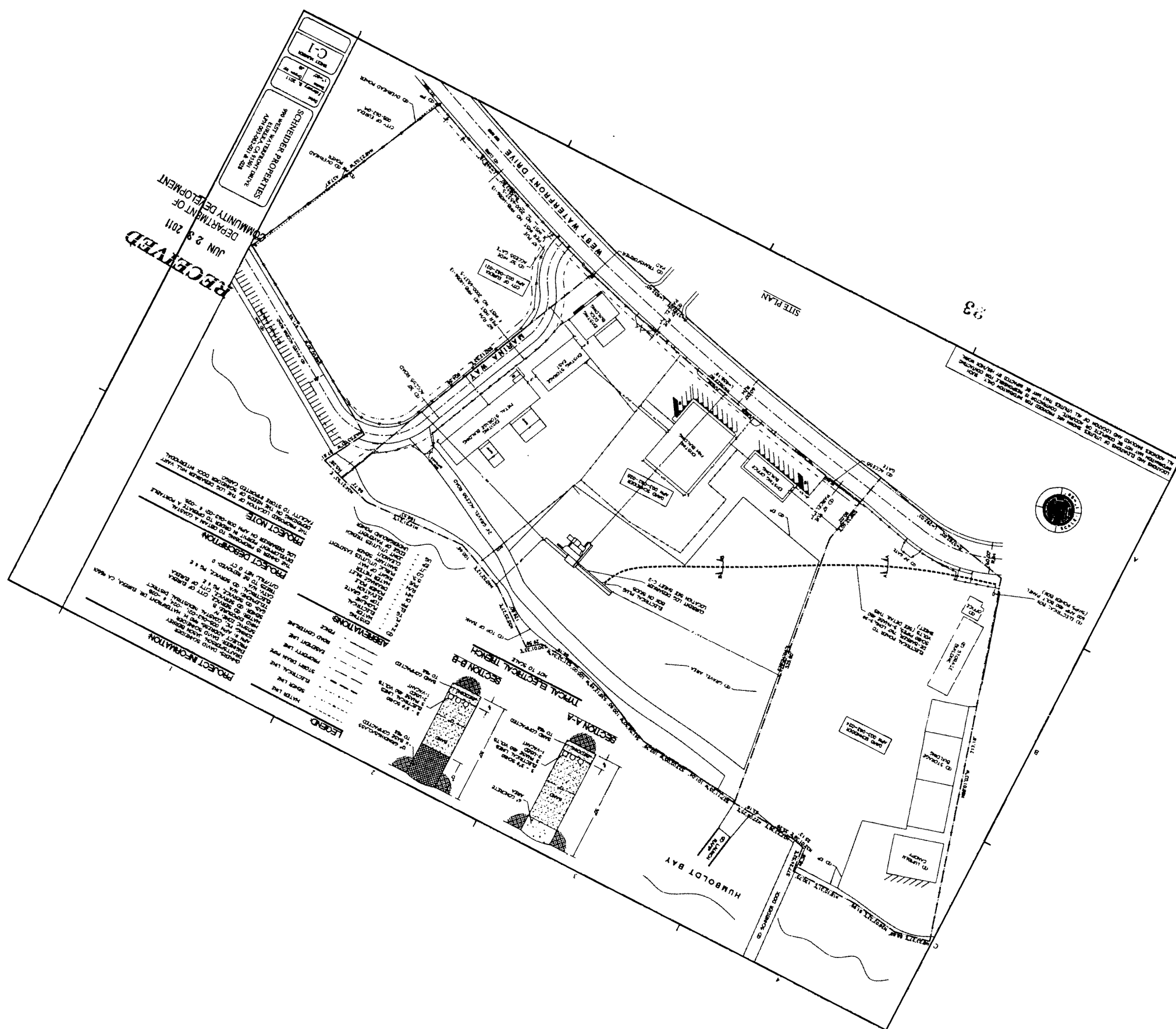
ASSESSOR'S PARCEL MAP

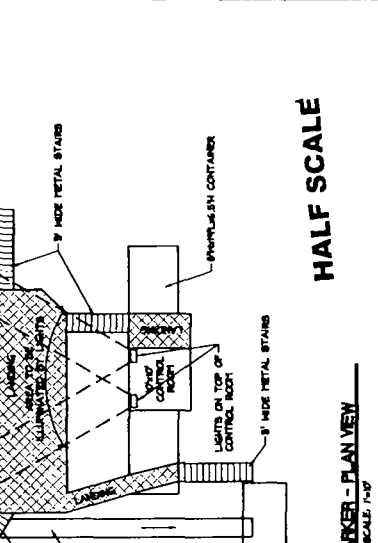
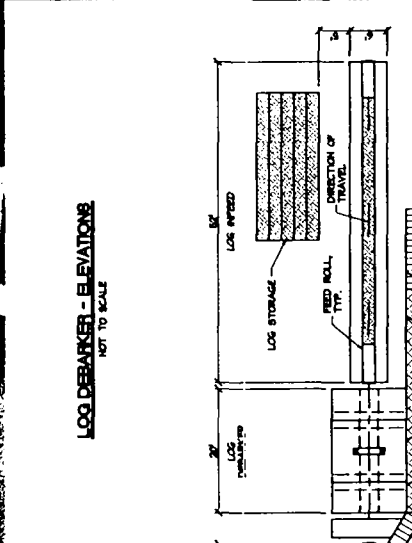
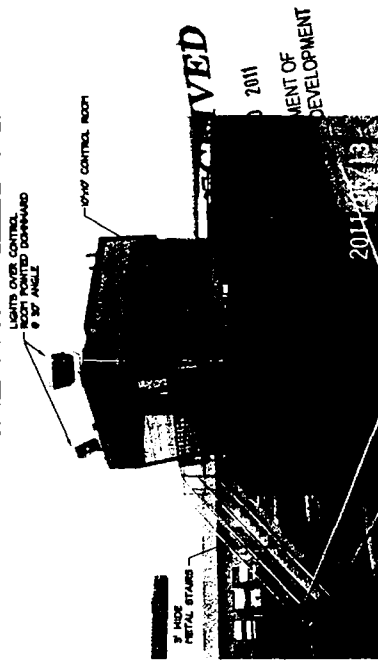
1. THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY.
2. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA SHOWN.
3. ASSESSOR'S PARCELS MAY NOT COMPLY WITH LOCAL LOT-SPLIT OR BUILDING SITE ORDINANCES.

NOTE -- Assessor's Block Numbers Shown in Ellipses
Assessor's Parcel Numbers Shown in Circles.

④ Jan 30, 2002

Assessor's Map Bk. 003, Pg.06
County of Humboldt, CA.





NOTE:
LOGS IN RACK FOR
PICTURE ONLY. DEBARKER
HAS NOT BEEN RUN FOR
PRODUCTION.

AGENDA SUMMARY**RE: 2011-12 FEE SCHEDULE****FOR AGENDA DATE: JULY 5, 2011****AGENDA ITEM NO.:**

2

RECOMMENDATION:

1. Hold a Public Hearing
2. Adopt the attached Resolution of the City Council of the City of Eureka establishing various fees and service charges within the City of Eureka.

SUMMARY:

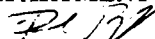
Over the years the City of Eureka has established a wide range of fees and charges for City services, ranging from building permits to returned check charges. Beginning with fiscal year 1997/1998 the City of Eureka began the practice of annually adopting a schedule of fees and charges for services. This practice provides for a systematic review of all fees and service charges on an annual basis. Various fees are proposed for change as of July 5, 2011 with adoption of the attached Resolution.

FEE CHANGES PROPOSED:

In accordance with City Council established budget policies and practices, staff has calculated the actual cost of providing services and materials in each department and proposes fee and wording changes for services in the following areas: Community Development, Engineering, Finance, Fire, Public Works, Harbor, Recreation, and Zoo.

*Continued page 2***FISCAL IMPACT:**

The specific impact of each individual fee or charge adjustment depends on the volume of associated activity. To demonstrate the magnitude of importance of the fee and charge schedule to the city, the fiscal year 2011-12 Proposed Budget totals about \$22 million in revenue in the "charges for services" category.

DEPARTMENT HEAD SIGNATURE:

Paul Rodrigues
Finance Director

CITY MANAGER SIGNATURE:

David W. Lyson
City Manager

REVIEWED BY:**DATE:****INITIALS:**

City Attorney

6/29/11

LVB

Community Development

6/29/11

LS

Engineering

6/30/11

CB

Public Works

6/29/11

ML

Council Action:

Ordinance No. _____

Resolution No. _____

SUMMARY *(continued)*

Community Development Department Each year Staff reviews assignments, average wage/benefit rates and task times, and recalculates fees for those services based on the costs for the staff time and materials; the proposed fee schedule reflects these changes. The Medical Cannabis Fines and Fees previously set by Council, a Wireless Telecommunication Permit fee, and a Tree Removal Documentation Review fee have been added, as well as changes to clarify the fees for Design Review, Full Cost Deposit Applications, and fees for Multiple Projects heard by the same decision making body.

Staff endeavors to recover as much of the expenses for processing projects as possible, but given that the fees have previously been waived by Council for alterations to properties listed on the Local Register of Historic Places, as well as the fee for adding a property to the Local Register, Staff is continuing to waive those two fees for now. The fees had been waived by prior Councils as an incentive for having a property on the Local Register. The fees this year would have been \$1,470 for alterations and \$1,490 for additions to the Local Register. Of these fees, approximately \$335 are hard costs that are paid from the General Fund for advertising the required public hearing in the newspaper, postage for mailing notices to owners and occupants, and the cost of the big yellow sign. Staff will be looking at the public noticing requirements to identify possible changes that could reduce fees, and will return to the Council in the future to discuss Historic Preservation fees, as well as the Historic Preservation Program, and the Local Register.

Engineering Department Staff recommends that the fees for application and installation of parking zones should be removed. The installation of parking zones (i.e. disabled, short term, commercial, and loading) is a traffic safety issue. Placement of these zones does not benefit a particular individual, but rather society as a whole and traffic generally. In the case of the on-street disabled parking zone, if installed, it is as a courtesy only, it is not ADA compliant and will be removed if required to be compliant in the future. Because we all benefit from these types of zones it seems unreasonable to expect the person who brings the situation to our attention to have to bear the cost alone. Gas tax revenue is currently being used to pay the salaries of the crew who install traffic signs and markings. Unreasonable requests for these types of traffic control are/can be denied.

Finance Department – Water Staff recommends a fee for relocating water service or change of water meter size at the request of a customer be established to cover the cost of that service. Staff also recommends a fee to cover the expense of abandoning water service at cost plus 20% except for in Cal Trans right-of-way, as this costs around \$300 per hour for the water crew and equipment to perform.

Finance Department – Other Staff recommends striking the reference to Government Code Section 54037 for Permit Parking at Construction Sites. This code section refers to collection of a reasonable charge for off-street parking. This permit applies to extending the time limit of on-street parking zones. Staff also recommends that the permit fee be raised to \$10.00 to discourage misuse. Loss of short term parking is detrimental to the businesses and should only be allowed when the legal parking option is not possible. The current cost of \$4 per week is not comparable to the current rate for parking in a metered lot, at \$0.15 per hour. One week of full tie (8 hours per day) parking would cost \$6.00.

SUMMARY *(continued)*

Public Works Department Staff recommends a fee for the cost of manpower and equipment to install or remove handicap zones and the cost of manpower and equipment for installing or removing red, yellow, and green zones.

Public Works Harbor In an effort to cover the costs of services staff recommends an increase in fees for Moorage rates and to include a fee for the use of glassware and flatware, as well as an increase in the fee for the use of linen service at Wharfinger events.

Public Works Department – Recreation In an effort to cover the costs of the Summer Day Camp Program staff recommends an increase in the weekly cost of the service. The daily drop in fee has been dropped, the Pulse program is no longer in service and there are no longer fees required for supplies.

Zoo To cover the cost of school group tours staff recommends a wording change to the fee schedule to include pre-schools. There is also a correction being made from last years fee schedule. Basic admission fees had been increased last fiscal year, but it was not reflected in the fee schedule. This is being corrected in the 2011-12 fee schedule. There is also a 10% discount being proposed for groups of 10 or more people to encourage attendance.

STAFF RECOMMENDATION:

As these fees and service charges are significant revenue sources for the City, staff recommends the adoption of the attached resolution establishing changes to various fees and service charges. All fees and service charges are based on the cost of actual staff time and materials and are consistent with Council budget policies and practices.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF EUREKA
ESTABLISHING VARIOUS FEES AND
SERVICE CHARGES WITHIN THE CITY OF EUREKA

FISCAL YEAR 2011-12

Whereas, the City of Eureka (City) is authorized by the California Constitution, the California Code, the Eureka City Charter, and the Eureka Municipal Code to charge fees to cover expenses for services it provides; and

Whereas, staff has compiled a schedule of City fees and charges currently in force;

Now, therefore, be it resolved by the City Council of the City of Eureka that the fees and service charges as shown in the "Schedule of City of Eureka Fees and Charges-Fiscal Year 2011-12" are hereby established.

Passed, approved, and adopted by the Council of the City of Eureka, County of Humboldt, State of California, on the 5TH day of July 2011, by the following vote:

AYES: COUNCILMEMBERS
NOES: COUNCILMEMBERS
ABSENT: COUNCILMEMBERS

ATTEST:

PAMELA J POWELL
Deputy City Clerk

FRANK JAGER, Mayor

APPROVED AS TO ADMINISTRATION:

APPROVED AS TO FORM:

DAVID W. TYSON, City Manager

WILLIAM BRAGG, City Attorney

CITY OF EUREKA



SCHEDULE OF FEES AND SERVICE CHARGES

FISCAL YEAR 2011-12

**CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12
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CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	2011-2012	Local Authorization	State Code(s)
BUILDING:			Title 15 Building Regulations	
Building Permits	see attached	see attached	Municipal Code Sec. 150.023 Resolution 2008-23 Resolution 2009-16	Gov Code Sec 66014
Plan Check Fees	see attached	see attached	Municipal Code Sec. 150.023 Resolution 2008-23 Resolution 2009-16	Gov Code Sec 66014
Electrical permits	see attached	see attached	Municipal Code Sec. 150.023 Resolution 2008-23 Resolution 2009-16	Gov Code Sec 66014
Plumbing permits	see attached	see attached	Municipal Code Sec. 150.023 Resolution 2008-23 Resolution 2009-16	Gov Code Sec 66014
Mechanical permits	see attached	see attached	Municipal Code Sec. 150.023 Resolution 2008-23 Resolution 2009-16	Gov Code Sec 66014
Minimum permit fee for Building, Electrical, Plumbing and Mechanical Permits	\$75	\$75	Municipal Code Sec. 150.023	Gov Code Sec 66014
Seismic fees	see attached	see attached	Municipal Code Sec. 150.023 Resolution 2008-23	Health & Safety Code 17951
Archive Research fees, per item	\$10.00 minimum or hourly cost of employee's time	\$10.00 minimum or hourly cost of employee's time	Municipal Code Sec. 150.023	Health & Safety Code 17951
Special Inspection fees: Outside regular working hours minimum of 2 hours	110.00	110.00	Resolution 93-28	Health & Safety Code 17951
Code Compliance (Actual cost for abatements not resolved prior to Hearing or Court)				Government Code 38773.5
Code Compliance Reinspection Fee	\$47.00 per inspection	\$47.00 per inspection	Resolution 2003-11	
Recording Notice of Non-Compliance	\$47.00	\$47.00	Resolution 2003-11	
Preparation of Notice of Compliance	\$47.00	\$47.00	Resolution 2003-11	
Photocopies per page	\$0.10	\$0.10	Resolution 6174	
Personal copies printed on City (per page)	\$0.10	\$0.10	Charter, Section 708 Gen Rev	
Personal copies printed from the Internet (per page)	\$0.10	\$0.10	Charter, Section 708 Gen Rev	
Lot book (code enforcement)	\$100.00	\$100.00	Resolution 2008-23	
NOTE: Building permit and plan review fees are based on the most current valuation data as published in ICC Building Safety Journal, per Resolution No. 2001-12				

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Service	2010-2011	2011-2012	Local Authorization	State Code(s)
CITY CLERK:				
Copies:				
Photocopies (per page)	\$0.10	\$0.10	Resolution 6174	
Imaged documents printed (per page)	\$0.10	\$0.10	Resolution 2009-16 Charter, Section 708 Gen Rev	
Personal copies from City printers (per page)	\$0.10	\$0.10		
Personal copies printed from the Internet	\$0.10	\$0.10		
Color photocopies (per page)	\$0.10	\$0.10		
Conversion of documents to electronic image	\$2.00 plus 0.10 per page	\$2.00 plus 0.10 per page	Resolution 2009-16	
Candidate's Statement pro rata share of cost of publication	\$480.00	\$480.00	Charter, Section 708 Gen Rev; Resolution 2007-25	Cal. Govt. Code Section 13307
Campaign/SEI Statements over 5 years old	\$5.00 retrieval fee per statement plus \$0.10 per page	\$5.00 retrieval fee per statement plus \$0.10 per page	Charter, Section 708 Gen Rev	Cal. Govt. Code Section 81008
Public records requests deposit	\$10 - \$200 deposit for estimated number of copies @ .10 ¢ per page	\$10 - \$200 deposit for estimated number of copies @ .10 ¢ per page	Charter, Section 708 Gen Rev	
Council Chamber rental	\$50.00 per hour	\$50.00 per hour	Resolution 2003-11	
Deposit for use of Chambers (refundable)	\$250.00	\$250.00		
Audio tapes	\$3.00	\$3.00	Charter, Section 708 Gen Rev	
Video tapes, CDs, DVDs	\$3.00 each, plus actual cost of duplication	\$3.00 each, plus actual cost of duplication	Resolution 2009-16	
<u>City Council Agendas-mailed subscriptions:</u>			Charter, Section 708	
Annual subscription-24 regular meetings	\$24.00	\$24.00	Resolution 2009-16	
Agendas (paper) mailed- per copy	\$1.25	\$1.25	Resolution 2009-16	
Agendas (on-line)	free	free	Resolution 2009-16	
<u>City Council Agenda Packets:</u>				
Annual subscription-24 regular meetings	\$300.00	\$300.00	Resolution 2009-16	
Agenda packets (paper) - per meeting	\$15.00	\$15.00	Resolution 2009-16	
Agenda packets (on-line)	free	free	Resolution 2009-16	
Charter	\$2.00	\$2.00	Charter, Section 708	
Ward Maps	\$2.00	\$2.00	Gen Rev Resolution 2007-25	

CITY OF EUREKA
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Service	2010-2011	2011-2012	Local Authorization	State Code(s)
CITY CLERK:				
Initiative petition processing	\$200.00	\$200.00	Resolution 99-16	Gov Code Section 9202(b)
Municipal code supplements	actual cost	actual cost	Charter, Section 708	
"Going out of Business Sale" permit application	\$50.00	\$50.00	Municipal Code Sec. 116.02(A)(1)	
Fee for late filing of Statements of Economic Interests	\$10.00 per day after deadline \$100.00 maximum	\$10.00 per day after deadline \$100.00 maximum	Charter, Section 708 Gen Rev	Gov Code Sec 91013
<u>Notary Public services</u> Fee per each acknowledgment signature or oath or affirmation of jurat	\$10.00	\$10.00		Gov Code Sec 8211 and 8202.5
Appeal to City Council	\$780.00	\$780.00	Resolution 2007-25,	
Posters commemorating 150th Anniversary	\$10.00	\$10.00	Resolution 2009-16	
Postcards commemorating 150th Anniversary	\$2.00	\$2.00	Resolution 2009-16	
City Seal lapel pins	\$3.00	\$3.00	Resolution 2009-16	

CITY OF EUREKA
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Service	2010-2011	2011-2012	Local Authorization	State Code(s)
CITY MANAGER				
Special Event Permit - Staff Review <i>Large events over 50 people or events requiring a street closure plan</i>	\$100.00 + any additional staff time for inspections or services.	\$100.00 + any additional staff time for inspections or services.	\$96.02 (c) Resolution 2009-16	
Special Event Permit Staff Review	\$50.00 + any additional staff time for inspection or services	\$50.00 + any additional staff time for inspection or services	\$96.02 (c) Resolution 2009-16	
Filming Permit - Staff Review	\$100.00 + any additional staff time for inspection or services.	\$100.00 + any additional staff time for inspection or services.	\$101.3(d) Resolution 2009-16	

CITY OF EUREKA
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2011-2012

Service	2010-2011	2011-2012	Local Authorization	State Codes
COMMUNITY DEVELOPMENT:				
Miscellaneous Fees:			Charter, Section 708 Gen Rev	CGC 66014
Abatement (hourly) 1 hour minimum	\$45.00	\$46.00	Resolution 2003-11, Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Application Assistance (hourly) 1 hour minimum	\$45.00	\$46.00	Resolution 2003-11, Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Pre-Application Review (hourly) 1 hour minimum	\$45.00	\$46.00	Resolution 2003-11, Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Special Services (hourly) 1 hour minimum	\$40.00	\$46.00	Resolution 2003-11, Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Tree Removal Documentation Review (hourly) 1 hour minimum		\$46.00	Resolution 2011-xx	
Appeal of Administrative Decision	\$585.00	\$565.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Burndown Letter	\$130.00	\$125.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Business License Review Fee (*collected by the Finance Department)	\$10.00	\$10.00	Resolution 2009-16	
Counter plan check fee	\$10.00	\$12.00	Resolution 2010-XX, Resolution 2011-xx	
Easement Vacation *(Collected by the Engineering department at the time of application.)	\$45.00	\$45.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx	
Hearing postponed at applicant request after hearing notice published	Full cost	Full cost	Resolution 2009-16	
Parking In-Lieu Fee		\$7,500.00	Resolution 2010-xx	
Plan Check fee *(Collected by the Building department.)	\$70.00	\$70.00	Resolution 2009-16, Resolution 2010-xx	
Work Without Project Approval (applies when any code violation letter sent) in addition to project fees	50% of project fees	50% of project fees	Resolution 2009-16, Resolution 2010-xx	
Two or more Full Cost Deposit Applications		\$2,000.00	Resolution 2011-xx	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-2012

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Codes
COMMUNITY DEVELOPMENT:					
Project Modification	50% of current fee		50% of current fee	Resolution 2007-25	
Ministerial Actions:				Charter, Section 708 Gen Rev	CGC 66014
Home Occupation Permit	\$50.00		\$50.00	Muni Code Sec 110.53, Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx	
Secondary Dwelling Unit Permit	\$75.00		\$75.00	Resolution 2003-11, Resolution 2009-16, Resolution 2010-xx	CGC 65852.1
Sign Permit Only (Administrative) per business				Resolution 2009-16, Resolution 2010-xx	
100 square feet or less	\$50.00		\$50.00	Resolution 2010-xx	
more than 100 square feet	\$130.00		\$130.00	Resolution 2010-xx	
Design Review:				Charter, Section 708 Gen Rev	CGC 66014
Site Plan only (Administrative)	\$155.00	\$130.00	\$130.00	Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Architectural Review only (Design Review Committee)	\$235.00	\$225.00	\$225.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Site Plan and Architectural Review (Design Review Committee)	\$260.00	\$240.00	\$240.00	Resolution 2011-xx	
Site Plan/Architectural Review plus Sign Permit 100 sf or less (Design Review Committee)	\$260.00	\$290.00	\$290.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Site Plan/Architectural Review plus Sign Permit more than 100 sf (Design Review Committee)	\$260.00	\$370.00	\$370.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Discretionary Permits:				Charter, Section 708 Gen Rev	CGC 66014
Appeal of Discretionary Action	\$1,080.00	\$1,090.00	\$1,090.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
City Property Acquisition/Disposition (privately initiated)	Full Cost, including a deposit of \$1,500		Full Cost, including a deposit of \$1,500	Resolution 2008-23, Resolution 2010-xx	
Coastal Development Permit (Director)	\$1,155.00	\$1,220.00	\$1,220.00	Resolution 2010-xx, Resolution 2011-xx	

CITY OF EUREKA
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2011-2012

Service	2010-2011	2011-2012	Local Authorization	State Codes
COMMUNITY DEVELOPMENT:				
Coastal Development Permit (City Council)	\$1,470.00	\$1,525.00	Muni Code Sec 156.099, Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Coastal Development Permit (relinquish jurisdiction to Coastal Commission)	Full Cost, including a deposit of \$100	Full Cost, including a deposit of \$100	Resolution 2010-xx	
Conditional Use Permit	\$1,535.00	\$1,565.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	CGC 65909.5
Conditional Use Permit w/Coastal Development Permit (Director)	\$2,010.00	\$2,030.00	Resolution 2010-xx, Resolution 2011-xx	
Determination of Use Not Listed	\$730.00	\$755.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Emergency Shelter Permit	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Extension Request (Director)	\$260.00	\$310.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Extension Request (Public Hearing)	\$1,080.00	\$1,100.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Multiple Permits Heard by the Same Decision Making Body (per permit in addition to highest application fee, or application fee if less than \$500)	\$200.00	\$500.00	Resolution 2010-xx, Resolution 2011-xx	
Parking Indenture	\$150.00	\$165.00	Resolution 2008-2, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Public Places Naming	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2007-25 Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx	
Street renaming	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx	

CITY OF EUREKA
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2011-2012

Service	2010-2011		2011-2012		Local Authorization	State Codes
COMMUNITY DEVELOPMENT:						
Variance (Director)	\$975.00		\$1,040.00	Resolution 2010-xx, Resolution 2011-xx		
Variance (Public Hearing)	\$1,520.00		\$1,555.00	Resolution 2007-25 Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	CGC 65909.5	
Wireless Telecommunications Facility Permit			\$175.00	Resolution 2011-xx		
Historic Preservation:						
Add Individual Property to LRHP	\$1490.00 (waived by Council in October, 2010)		\$0.00	Charter, Section 708 Gen Rev Resolution 2004-10, Resolution 2010-xx, Resolution 2011-xx		CGC 66014
Alteration	\$1480.00 (waived by Council in October, 2010)		\$0.00	Resolution 2010-xx, Resolution 2011-xx		
Demolition	\$1,480.00		\$1,470.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx		
Establish New Historic District	Full cost, including a deposit of \$1,500		Full cost, including a deposit of \$1,500	Resolution 2004-10, Resolution 2007-25, Resolution 2010-xx		
Modify an Existing Historic District	Full cost, including a deposit of \$1,500		Full cost, including a deposit of \$1,500	Resolution 2008-23, Resolution 2010-xx		
Remove Individual Property from LRHP	\$1,490.00		\$1,495.00	Resolution 2004-10, Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx		
Work w/o project approval	\$740.00		\$740.00	Resolution 2010-xx		
Land Divisions:						
Certificate of Compliance	\$175.00		\$195.00	Charter, Section 708 Gen Rev Resolution 2008-23, Resolution 2010-xx, Resolution 2011-xx		CGC 66451.2
Lot Line Adjustment (four or fewer lots)	\$550.00		\$570.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx		
Lot Line Adjustment (five or more lots)	Full cost, including a deposit of \$1,500		Full cost, including a deposit of \$1,500	Resolution 2008-23, Resolution 2010-xx		

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2011-2012

Service	Local Authorization		State Codes	
COMMUNITY DEVELOPMENT:	2010-2011	2011-2012		
Merger	\$150.00	\$165.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Subdivision/Common Interest Development (four or fewer parcels)	\$735.00	\$805.00	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
Subdivision/Common Interest Development (five or more parcels)	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2007-25, Resolution 2010-xx	
Legislative Actions:			Charter, Section 708 Gen Rev	CGC 66014
Annexation (privately initiated)	Full cost, including a deposit of \$2,000	Full cost, including a deposit of \$2,000	Resolution 2007-25	
General Plan Amendment	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2007-25, Resolution 2010-xx	
General Plan or LCP Amendment Petition	\$1,060.00	\$1,095.00	Resolution 2007-25, Resolution 2009-16, Resolution 2010-xx, Resolution 2011-xx	
LCP Amendment (LUP and/or IP)	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2007-25, Resolution 2010-xx	
Planning Commission Review/RR R-O-W Construction	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2008-23, Resolution 2010-xx	
Street or Alley Right-of-Way Vacation/Abandonment	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2008-23, Resolution 2009-16, Resolution 2010-xx	
Text Amendment	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2007-25, Resolution 2010-xx	
Zone Reclassification	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2007-25, Resolution 2010-xx	
Medical Cannabis Fees and Fines:			Charter, Section 708 Gen Rev	
Emergency Inspection Total (hourly) 1 hour minimum		\$546.14	Resolution 2011-xx	

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Service	2010-2011	2011-2012	Local Authorization	State Codes
COMMUNITY DEVELOPMENT:				
Scheduled Inspection Total (hourly) 1 hour minimum		\$327.68	Resolution 2011-xx	
Warrant Inspection Total		\$465.68	Resolution 2011-xx	
Exception Request		\$180.00	Resolution 2011-xx	
Exception Request Annual Renewal		\$92.00	Resolution 2011-xx	
Failure to contact City or schedule and complete City Inspection within time frame (per day)		\$50.00	Resolution 2011-xx	
Failure to comply with Chapter 158 at City Inspection (per day)		\$50.00	Resolution 2011-xx	
Grow House Fine (per day)		\$500.00	Resolution 2011-xx	
Repeat Violator - 1st Offence (per day)		\$100.00	Resolution 2011-xx	
Repeat Violator - 2nd Offence (per day)		\$200.00	Resolution 2011-xx	
Each additional Offence (per day)		\$200.00	Resolution 2011-xx	
Penalty		\$0.10	Resolution 2011-xx	
Interest		\$0.01	Resolution 2011-xx	
Administrative Fee for Lien		\$0.50	Resolution 2011-xx	
Annual Cooperative/Collective/Distribution facility Inspection Fee		\$92.00	Resolution 2011-xx	
CEQA Environmental Review:				
Exemption	no charge	no charge	Charter, Section 708 Gen Rev	CGC 66014
Negative Declaration, Mitigated Negative Declaration, or Environmental Impact Report	Full cost, including a deposit of \$1,500	Full cost, including a deposit of \$1,500	Resolution 2003-11 Resolution 2007-25, Resolution 2010-xx	
Document Copies/Audio Recordings:				
General Plan				
Final Environmental Impact Report	\$10.00	\$10.00	Resolution 2008-23	
Background Report	\$20.00	\$20.00		
Housing Element	\$30.00	\$30.00	Resolution 2010-xx	
Policy Document (includes Housing Element)	\$10.00	\$25.00	Resolution 2011-xx	
Constraints, Opportunities, and Directions Report	\$4.00	\$4.00		
Zoning/General Plan Map	\$10.00	\$10.00	Resolution 2010-xx	
Shipping	\$10.00	\$10.00		
Other Fees				
Black & White Copies	\$0.10	\$0.10	Resolution 2008-23	
Color Copies	\$0.60	\$0.60	Resolution 2008-23	
Local Register of Historic Places	\$10.00	\$10.00	Resolution 2008-23	
GIS Maps (zoning or general plan) Fee per 24" x 36" bond paper per sheet	\$10.00	\$10.00	Resolution 2003-11, Resolution 2007-25	
Department Glossy		\$3.00	Resolution 2011-xx	
Publication Disc	\$5.00	\$5.00	Resolution 2010-xx	
Public Meeting Audio Copy	\$5.00	\$5.00	Resolution 2008-23, Resolution 2010-xx, Resolution 2011-xx	

CITY OF EUREKA
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Service	2010-2011	Proposed Change	2011-2012	Local Authorization	State Codes
ENGINEERING:					
Encroachment Permit:					
Standard	\$200		\$200	Municipal Code Sec. 98.19 Resolution 2007-25	
Sidewalk Repair	\$0		\$0		
Monitoring Well/Soil Boring Permit	\$300 + \$100 per each subcontractor		\$300 + \$100 per each subcontractor	Resolution 2009-16	
Fee for work w/o encroachment permit	\$400		\$400	Resolution 2008-23, Resolution 2009-16	
Encroachment Permit Inspection				Municipal Code Sec. 98.19 Resolution 2007-25	
Re-inspection per hour	\$38		\$38		
Street Tree Permit	\$0.00		\$0.00	Municipal Code Sec. 98.74-Deleted per City Council Action March 15, 2005, Resolution 2005-10	
House Moving Permit	\$200 + time/materials, labor, etc. +20%		\$200 + time/materials, labor, etc. +20%	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Transportation Permit:					
Standard	\$16		\$16	Charter, Section 708 Gen	
Annual	\$90		\$90		
Application for handicapped color zone on Public Street*** Installation of sign, paint and pavement markings***	\$25 + Actual + 20%		\$0.00	To be billed by Public Works Resolution 2009-16	
Application for time zone colored curb to go before Parking Place Commission***	\$25		\$0	Resolution 2009-16	
Installation of sign, paint and pavement markings***	\$25 + Actual + 20%		\$0.00	To be billed by Public Works Resolution 2009-16	
Residential Parking Permits	\$50		\$50.00	Municipal Code Sec. 72.079 Resolution 2009-41	
Reviews:					
Subdivision Tentative Map Review:				Charter, Section 708 Gen Rev	
Four (4) lots or less	\$300 + \$50/lot*		\$300 + \$50/lot*	Resolution 2007-25, Resolution 2008-23	
Five (5) lots or more	\$400 + \$50/lot*		\$400 + \$50/lot*	Resolution 2007-25, Resolution 2008-23	
Subdivision Map Check	\$310 + \$80.00 per lot		\$310 + \$80.00 per lot	Charter, Section 708 Gen Rev Resolution 2007-25	

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Service	2010-2011	Proposed Change	2011-2012	Local Authorization	State Codes
ENGINEERING:					
Re-submittal of Subdivision Map, each submittal	\$150		\$150	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution	
Improvement Plan Review	Actual Cost + 20% including a deposit of \$1,000		Actual Cost + 20% including a deposit of \$1,000	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23, Resolution 2009-16	
Re-submittal of Improvement Map, each submittal	Actual Cost + 20%		Actual Cost + 20%	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23, Resolution 2009-16	
Construction Inspection	Actual cost + 20%		Actual cost + 20%	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution	
Traffic Study Review	Actual Cost + 20% including a deposit of \$1,000		Actual Cost + 20% including a deposit of \$1,000	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Resubmittal of Traffic Study, each submittal	Actual cost + 20%		Actual cost + 20%	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Merger Review	\$30.00*		\$30.00*	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Certificate of Subdivision Compliance Review	\$30.00*		\$30.00*	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution	
LLA Review	\$255.00*		\$255.00*	Charter, Section 708 Gen Rev Resolution 2007-25	
LLA Description for review, ea submittal	\$120		\$120	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Street Vacation	\$500.00*		\$500.00*	Resolution 2008-23	
Easement Vacation	\$545.00***		\$545.00***	Resolution 2008-23	
Variance Review	\$100.00*		\$100.00*	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Conditional Use Permit	\$150.00*		\$150.00*	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	

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Service	2010-2011	2011-2012	Local Authorization	State Codes
ENGINEERING:				
Coastal Development Permit	\$150.00*	\$150.00*	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Design Review	\$50.00*	\$50.00*	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Public Improvement Requirement	\$70.00**	\$70.00**	Charter, Section 708 Gen Rev Resolution 2007-25, Resolution 2008-23	
Agreements	\$120	\$120	Charter, Section 708 Gen Rev Resolution 2008-23	
Sidewalk Survey Fee:			Resolution 6174	
100 ft or less	\$330	\$330		
each additional 50 ft or less	\$55	\$55		
Alley Survey Fee:			Resolution 2005-11 Resolution 2008-23	
Topographical Survey Design Staking & Inspection	\$1,200	\$1,200		
Consultant designed project:				
Design review	Actual Cost + 20%	Actual Cost + 20%	Resolution 2008-23	
Construction Staking	\$180	\$180	Resolution 2008-23	
Inspection	\$240	\$240	Resolution 2008-23	
Discs:				
Aerial Map Disc Set	\$75	\$75	Resolution 2005-11, Resolution 2008-23	
Disc Copy	\$15	\$15		
Microfiche: (paper copies per page)				
Sanborn maps, County Assessor's maps, Subd & Survey maps that are in the County Recorder's office per page	\$1	\$1	Municipal Code Sec. 154.33	
Plans & Specifications 1 st 100 pgs.	\$15	\$15	Resolution 2004-10	
Each additional 10 pgs or less	\$1	\$1	Resolution 2008-23	
Per plan sheet	\$3	\$3	Resolution 2008-23	
Shipping & handling charges per set	\$15	\$15	Resolution 2008-23	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	Local Authorization		State Codes	
ENGINEERING:	2010-2011	2011-2012		
Copy Fees:				
City maps – copies- per sq. ft.	\$0.50	\$0.50	Charter, Section 708	
Copies of Plan sheets for internal use <u>only</u> per page****	\$0.75	\$0.75	Gen Rev, Resolution 2009-16	
GIS Map (Existing information only)			Resolution 2009-16	
Fee per 24" x 36" bond paper per sheet	\$10.00	\$10.00	Resolution 2003-11	
Photocopies per page 8.5x11	\$0.25	\$0.25	Resolution 6174, Resolution 2008-23	
Photocopies per page 11x17****	\$0.50	\$0.50		
Color copies 8.5X11 per page	\$0.50	\$0.50	Resolution 2008-23	
Color copies 11X17 per page	\$1.00	\$1.00	Resolution 2008-23	
Personal copies printed on City printers(per page)	\$0.10	\$0.10	Resolution 2008-23	
Personal copies printed from the Internet (per page)	\$0.10	\$0.10	Resolution 2008-23	
Electronic Transmittal of scanned documents:****				
Per Page	\$0.20	\$0.20	Resoution 2009-16	
Per Plan Sheet	\$1.00	\$1.00	Resoution 2009-16	
If over 5 MB then a CD will be needed	\$15.00	\$15.00	Resoution 2009-16	
Microfilm: (paper copies per page)	\$1	\$1	Resolution 2008-23	
5-year CIP	\$20	\$20	Resolution 2003-11	
Special Inspections	Actual cost +20%	Actual cost +20%	Charter, Section 708 Gen Rev	
Appeal to City Council of City Engineer's Decision	\$115	\$115	Resolution 2007-25	
			Municipal Code Sec. 98.19	
Violations	\$50	\$50	Municipal Code Sec. 53.18	
Issue Water or Sewer Permit	\$12	\$12	Resolution 2008-23	
NOTE: * Collected by Community Development ** Collected by Building Department *** Collected by Engineering, \$45 for Community Development **** New to 2010-2011 Fiscal Year				

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed changes	2011-2012	Local Authorization	State Code (s)
FINANCE/ENGINEERING - SEWER:					GENERAL AUTHORITY: CA Health & Safety Code 5470-5474.10
Sewer Lateral Installation:				Municipal Code Sec. 50.091	Gov Code 54342-54344
Issue Sewer Permit	\$12.00		\$12.00	Resolution 2008-23	
Zone 1	\$1,000.00		\$1,000.00	Resolution 2003-11 Resolution 2008-23, Resolution 2009-16	
Zone 2	\$1,340.00		\$1,340.00	Resolution 2007-25, Resolution 2008-23, Resolution 2009-16	
Zone 3	\$1,670.00		\$1,670.00	Resolution 2007-25, Resolution 2008-23, Resolution 2009-16	
Zone 4	\$1,000.00		\$1,000.00	Resolution 2007-25, Resolution 2008-23, Resolution 2009-16	
Contractor installation of sewer lateral under City Encroachment Permit only, and with City Inspection	Inspection at actual cost plus 20%		Inspection at actual cost plus 20%	Resolution 2008-23	
Sewer Capital Connection Fee	\$2,000.00		\$2,000.00	Municipal Code Sec. 50.091	Gov Code Sec 66013
New sewer installation:				Municipal Code Sec. 50.091	Gov Code Sec 66013
An applicant shall advance a sum to the City based upon an estimate by the City Manager of the total cost of all labor, materials, equipment, and other costs incidental to the installation, plus twenty (20%) percent for general overhead for the installation of the building sewer from the sewer main to the property line.					

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed changes	2011-2012	Local Authorization	State Code (s)
FINANCE/ENGINEERING - SEWER:					GENERAL AUTHORITY: CA Health & Safety Code 5470-5474.10
Residential User Charges (per month):				Municipal Code 50.108 Resolution 2004-63 Resolution 2007-25, Resolution 2008-23 Resolution 2008-23 Resolution 2007-25, Resolution 2008-23 Resolution 2007-25, Resolution 2008-23 Resolution 2007-25, Resolution 2008-23 Resolution 2007-25, Resolution 2008-23 Resolution 2007-25, Resolution 2008-23 Resolution 2008-23	Gov Code 54342-54344
Single family dwelling - per unit	\$21.10		\$21.10		
Single family dwelling - Senior Citizen(>65)	\$13.60		\$13.60		
Duplex and multiple family dwelling - per unit	\$19.30		\$19.30		
Apartments and flats (whether occupied or not)	\$19.30		\$19.30		
Trailer court or mobile home park: Minimum User Charge	\$19.30		\$19.30		
Demand charge per space occupied or not	\$11.35		\$11.35		
Where the sewer contribution is in excess of six hundred (600) cubic feet per month for the billing period, a volume charge of \$0.92 per one hundred (100) cubic feet of metered water use in excess of six hundred (600) cubic feet per month for the billing period.	\$.92/100 c.f		\$.92/100 c.f		
Commercial, industrial, and institutional users (per month):				Resolution 2004-63	Gov Code 54342-54344
Per connection	\$21.10		\$21.10	Resolution 2007-25, Resolution 2008-23	
Where the sewer contribution is in excess of six hundred (600) cubic feet per month for the billing period, a volume charge for metered water use in excess of six hundred (600) cubic feet per month for the billing period.	2.15/100 c.f.		2.15/100 c.f.	Resolution 2007-25, Resolution 2008-23	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed changes	2011-2012	Local Authorization	State Code (s)
FINANCE/ENGINEERING - SEWER:					GENERAL AUTHORITY: CA Health & Safety Code 5470-5474.10
Wastewater Discharge Permit Users (per month):					
Minimum charge	\$19.60		\$19.60	Resolution 2004-63	Gov Code 54342-54344
Or the sum of the following charges multiplied by the user's measured peak					
And billing month discharges:					
Customer Charge:	\$10.00		\$10.00	Resolution 2004-63	Gov Code 54342-54344
Peak Month Charge:					
per million gallons per day of Peak Month Flow	\$2.08/c.f.		\$2.08/c.f.	Resolution 2004-63	Gov Code 54342-54344
				Resolution 2004-63	Gov Code 54342-54344
per pound per day of Peak Month BOD discharge	\$3.25		\$3.25	Resolution 2004-63	Gov Code 54342-54344
per pound per day of Peak Month SS discharge	\$1.18		\$1.18	Resolution 2004-64	Gov Code 54342-54345
Monthly Volume Charges (applied to quantities discharges during the billing month):				Resolution 2004-64	Gov Code 54342-54345
Per million gallons of sewage	\$109.78		\$109.78	Resolution 2004-64	Gov Code 54342-54345
Per 1,000 pounds of BOD	\$28.97		\$28.97	Resolution 2004-64	Gov Code 54342-54345
Pre-treatment Analysis Fee:				Municipal Code 50.106	Gov Code 54342-54344
Initial Permit and Pre-permit Inspection	\$450.00		\$450.00	Resolution 2008-23	
Renewal of Existing Permit	\$250.00		\$250.00	Resolution 2008-23	
Annual Administration of one Industrial User's Pre-treatment Requirements, including annual inspection, sampling, and correspondence. This is an estimate. Actual fees will be based on the actual time and materials plus 20% indirect costs.	Cost plus 20%		Cost plus 20%	Resolution 2008-23	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2009-2010	Proposed changes	2010-2011	Local Authorization	State Code (s)
FINANCE/ENGINEERING - SEWER:					GENERAL AUTHORITY: CA Health & Safety Code 5470-5474.10
Septic Tank, Portable Toilet, and other high strength discharges:				Resolution 2003-11	Gov Code 54342-54344
Per gallon of truck tank capacity.	\$0.15	Increase the per gallon of truck capacity fee by one and one half times for waste that originates outside the Eureka/HCSO service area.	\$0.15 for waste originating within the City of Eureka/HCSO service area. \$0.22 for waste originating outside the City of Eureka/HCSO service area.		
Per truck load discharged	25.00		25.00		
Hauled Contaminated Water Discharge:				Resolution 2005-11	Gov Code 54342-54344
Per gallon of truck tank capacity	\$0.01	Increase the per gallon of truck capacity fee by one and one half times for waste that originates outside the Eureka/HCSO service area.	\$0.01 for waste originating within the City of Eureka/HCSO service area. \$0.015 for waste originating outside the City of Eureka/HCSO service area.		
Per truck load discharged	\$25.00		\$25.00		
Discharge Spill Cleanup per incident:	Cost plus 20% plus 20%admin charge		Cost plus 20% plus 20%admin charge	Resolution 90-28, Resolution 2008-23	Gov Code 54342-54344
On-site Discharges of Tested and Pre-Approved Contaminated Water:				Resolution 2005-11	
Temporary on-site discharge permit and Pre-permit inspection (one time only)	Cost plus 20%		Cost plus 20%	Resolution 2008-23	
Additional inspections (if needed)	\$29.75/hour		\$29.75/hour		
Water/Wastewater Laboratory Fee:					

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed changes	2011-2012	Local Authorization	State Code (s)
FINANCE/ENGINEERING - SEWER:					GENERAL AUTHORITY: CA Health & Safety Code 5470-5474.10
Water/Wastewater Laboratory Fee:					
Microbiological analysis for Presence/Absence test - per test	\$17.00		\$17.00		
Wastewater Holding Tank Discharger Permit :				Resolution 99-40	Gov Code 54342-54344
per permit - two-year period	\$100.00		\$100.00		
Late Penalties:					Gov Code 54342-54344
Delinquent over 30 days - per month	1% of balance		1% of balance	Municipal Code Sec 50.108	
Delinquent over 60 days - per month	10.00%		10.00%	Municipal Code Sec 50.109	
Additional penalty until all charges and penalties are paid - per month	0.50%		0.50%	Municipal Code Sec 50.109	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service		2010-11	Proposed Changes	2011-12	Local Authorization	State Code (s)
FINANCE/ENGINEERING - WATER:						GENERAL AUTHORITY: CA Health & Safety Code Sec. 5470- 5474.9
Water Connection Fees: Size:		Itemized Fees:	RANGE OF FEES		RANGE OF FEES	
3/4" Meter Charge		\$235.00				
**Installation Near		\$800.00	\$1,525.00		\$1,525.00	Resolution 2007-25
**Installation Far		\$1,490.00	To		To	Resolution 2008-23
Capital Connection		\$490.00	\$2,215.00		\$2,215.00	Resolution 2009-16
1" Meter Charge		\$320.00				
**Installation Near		\$970.00	\$2,510.00		\$2,510.00	Resolution 2007-25
**Installation Far		\$1,660.00	To		To	Resolution 2008-23
Capital Connection		\$1,220.00	\$3,200.00		\$3,200.00	Resolution 2009-16
1.5" Meter Charge		\$545.00				
**Installation Near		\$1,465.00	\$4,450.00		\$4,450.00	Resolution 2008-23
**Installation Far		\$2,150.00	To		To	Resolution 2008-23
Capital Connection		\$2,440.00	\$5,135.00		\$5,135.00	Resolution 2009-16
2" Meter Charge		\$1,540.00				
**Installation Near		\$1,730.00	\$7,175.00		\$7,175.00	Resolution 2007-25
**Installation Far		\$2,425.00	To		To	Resolution 2008-23
Capital Connection		3,905.00	\$7,870.00		\$7,870.00	Resolution 2009-16
3" Meter Charge		\$1,655.00				
**Installation Near		\$2,435.00	\$9,340.00		\$9,340.00	Resolution 2007-25
**Installation Far		\$3,120.00	To		To	Resolution 2008-23
Capital Connection		\$5,250.00	\$10,025.00		\$10,025.00	Resolution 2009-16
4" Meter Charge		\$2,635.00				
**Installation Near		\$3,155.00	\$11,040.00		\$11,040.00	Resolution 2007-25
**Installation Far		\$3,840.00	To		To	Resolution 2008-23
Capital Connection		\$5,250.00	\$11,725.00		\$11,725.00	Resolution 2009-16
6"		Meter Charge *				
		Installation at cost plus 20%				
		Capital Connection				
		\$5,250.00				

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service		2010-11		Proposed Changes	2011-12	Local Authorization	State Code (s)
FINANCE/ENGINEERING - WATER:							GENERAL AUTHORITY: CA Health & Safety Code Sec. 5470- 5474.9
8"	Meter Charge * Installation at cost plus 20% Capital Connection 5,250.00						
* Six-inch (6") and eight-inch (8") meters shall be furnished by the applicant and shall be subject to City approval.							
**Installation fees vary since the water main is on one side of the street; the lower amount applies if installation is near the water main and the higher fee applies if installation is on the far side of the street.							
Deposit for water service:						Municipal Code 53.10	Gov Code 54342-54344
Meter size 5/8" and 3/4"	\$60.00			\$60.00	Resolution 2008 23		
Meter size 1"	\$85.00			\$85.00	Resolution 2008 23		
Meter size 1-1/2"	\$105.00			\$105.00	Resolution 2008 24		
Meter size 2"	\$160.00			\$160.00	Resolution 2008 25		
Meter size 3"	\$200.00			\$200.00	Resolution 2008 26		
Meter size 4"	\$240.00			\$240.00	Resolution 2008 27		
Multiple dwellings and commercial:							
Based on above schedule, plus an amount which approximates four (4) times the additional monthly charge for usage over the minimum as determined by past usage for that specific meter or, in the case of a new installation, an amount which approximates four (4) times the monthly minimum for each unit.							
Deposit after 1st Shut-off for non-payment							
Meter size 5/8" and 3/4"			\$60 plus \$20	\$60 plus \$20	Resolution 2010-xx		
Meter size 1"			\$85 plus \$20	\$85 plus \$20	Resolution 2010-xx		
Meter size 1-1/2"			\$105 plus \$20	\$105 plus \$20	Resolution 2010-xx		
Meter size 2"			\$160 plus \$20	\$160 plus \$20	Resolution 2010-xx		
Meter size 3"			\$200 plus \$20	\$200 plus \$20	Resolution 2010-xx		
Meter size 4"			\$240 plus \$20	\$240 plus \$20	Resolution 2010-xx		
Deposit after 2nd Shut-off for non-payment							
Meter size 5/8" through 4"			an amount equal to 2.5 times the average bill*	an amount equal to 2.5 times the average bill*	Resolution 2010-xx		
Multiple dwellings and commercial based on:			an amount equal to 2.5 times the average bill*	an amount equal to 2.5 times the average bill*	Resolution 2010-xx		
Average bill: average of the last 6 months water and sewer bill. If account does not have 6 months history, then average of available months.							

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2011-12			Local Authorization	State Code (s)
FINANCE/ENGINEERING - WATER:	2010-11	Proposed Changes	2011-12		GENERAL AUTHORITY: CA Health & Safety Code Sec. 5470-5474.9
Deposits for multiple dwellings and commercial:					
Based on above schedule, plus an amount which approximates four (4) times the additional monthly charge for usage over the minimum as determined by past usage for that specific meter or, in the case of a new installation, an amount which approximates four (4) times the monthly minimum for each unit.					
Charges for Water Service (Monthly charges + Base Rate + Quantity Rate)				Municipal Code 53.05	Gov Code 54342-54344
Base Rates: (INSIDE the City; Residential or Commercial Properties)					
Meter size 5/8" and 3/4"	\$12.37		\$12.37	Resolution 2004 41 Resolution 2007-25 Resolution 2008 23	
Meter size 1"	\$20.00		\$20.00		
Meter size 1 1/2"	\$32.73		\$32.73		
Meter size 2"	\$46.02		\$46.02		
Meter size 3"	\$100.33		\$100.33		
Meter size 4"	\$163.96		\$163.96		
Meter size 6"	\$327.28		\$327.28		
Meter size 8"	\$518.75		\$518.75		
Quantity rates:					
Residential:	2.84/100 c.f.		2.84/100 c.f.		
Commercial	1.98/100 c.f.		1.98/100 c.f.		
Base Rates: (OUTSIDE the City; Residential or Commercial Properties)					
The monthly service charge for water service to property outside the City2.5 times the rates within the City.					
Meter size 5/8" and 3/4"	\$30.93		\$30.93	Resolution 2004 41 Resolution 2007-25 Resolution 2008 23	
Meter size 1"	\$50.00		\$50.00		
Meter size 1 1/2"	\$81.83		\$81.83		
Meter size 2"	\$115.05		\$115.05		
Meter size 3"	\$250.83		\$250.83		
Meter size 4"	\$409.90		\$409.90		
Meter size 6"	\$818.20		\$818.20		
Meter size 8"	\$1,296.88		\$1,296.88		
Quantity rates:					
Residential:	7.10/100 c.f.		7.10/100 c.f.		
Commercial	4.95/100 c.f.		4.95/100 c.f.		
Meter Tests - Deposit					
Meter size 5/8" and 3/4"	\$35.00		\$35.00	Municipal Code 53.12	Gov Code 54342-54344
Meter size 1"	\$40.00		\$40.00		
Meter size 1 1/2"	\$50.00		\$50.00		
Meter size 2"	\$75.00		\$75.00		
Violations-Penalties					
Unlawful use of water (opening of fire hydrant)				Municipal Code 53.99	Gov Code 54342-54344
First violation	\$10.00		\$10.00		
Second violation	\$30.00		\$30.00		
Third violation	\$100.00		\$100.00		

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-11	Proposed Changes	2011-12	Local Authorization	State Code (s)
FINANCE/ENGINEERING - WATER:					GENERAL AUTHORITY: CA Health & Safety Code Sec. 5470-5474.9
Reinstatement of Service after discontinuance for nonpayment of bills	\$39 first time \$78 all subsequent times for same customer		\$39 first time \$78 all subsequent times for same customer	Municipal Code 53.22 Resolution 2008 23	Gov Code 54342-54344
Change of Water Meter at Owners Request		\$230.00	\$230.00	Resolution 2005 11	
Water Meter			\$100.00		
Water Meter			\$210.00		
Water Meter			\$210.00		
Water Meter			\$210.00		
Water Meter			\$210.00		
Water Meter			\$210.00		
Reinstatement of Service after discontinuance for nonpayment of bills		At City Cost plus 20%	At City Cost plus 20%		
Annual Water Service			At City Cost plus 20%		
Independent Fire sprinkler Installed by City		At City Cost plus 20%	At City Cost plus 20%	Municipal Code 53.06	Gov Code 54342-54344
Fire Sprinkler Installed by contractor with materials as specified by City		\$350 hot tap fee	\$350 hot tap fee	Resolution 2005 11	
Test of Private Water Backflow Protection Devices One test per year		\$80.00	\$80.00	Resolution 2004 10	
Cut Lock Fee		\$20.00	\$20.00	Resolution 2008 23	
Issue Water Permit		\$12.00	\$12.00	Resolution 2008 23	
Credit card convenience fee - telephone payments		\$2.50	\$3.50	Resolution 2009 16	
Credit card convenience fee - internet		\$1.25	0	Resolution 2008 23	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed change	2011-2012	Local Authorization	State Code (s)
FINANCE - OTHER:					
Basic Business License Fee	\$55.00 annually, plus \$11.50 annually per FTE employee		\$55.00 annually, plus \$11.50 annually per FTE employee	Municipal Code Sec. 110.50	
Quarterly Business License Fee	\$13.75 (base) plus \$2.88 (per FTE employee) times # of quarters operating, plus \$8.00 fee		\$13.75 (base) plus \$2.88 (per FTE employee) times # of quarters operating, plus \$8.00 fee	Municipal Code Sec. 110.27	
Auction sales, auctioneers, auction house, and farmer's auction yards permit - per day	\$75.00		\$75.00	Municipal Code Sec. 110.51	
Circuses, carnivals, and similar exhibitions permit - per day	\$90.00		\$90.00	Municipal Code Sec. 110.54	
Lecture, traveling, and temporary theatrical performance s permit - per day	\$30.00		\$30.00	Municipal Code Sec. 110.55	
Business License Fee Penalties: for failure to pay any license fee within the time required the penalty shall be ten (10%) percent per month or portion thereof in addition to the amount of the fee provided that the amount of the fee shall not exceed one hundred (100%) percent of the am	10.00%		10.00%	Municipal Code Sec. 110.26	
Peddlers, Solicitors, Canvassers, and Itinerant Vendors permit: Annual: Quarterly:	\$55.00+\$11.00 \$13.75 (base)plus \$2.88 (per FTE employee) times # of quarters operating, plus \$8.00 fee		\$55.00+\$11.00 \$13.75 (base)plus \$2.88 (per FTE employee) times # of quarters operating, plus \$8.00 fee	Municipal code Ssec. 110.58 Municipal Code Sec. 110.51(A), Resolution 2009-16 Municipal Code Sec. 110.58(B) & 110.27, Resolution 2009-16	
Sidewalk Vending permit	55.00		55.00	Municipal Code Sec. 118.17	
Certificate of Exemption (Charitable institution, religious or fraternal organization, or if quarterly gross receipts not over \$500)	8.00		8.00	Municipal Code Sec. 110.18	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed change	2011-2012	Local Authorization	State Code (s)
FINANCE - OTHER:					
Franchises:					
Electric franchise	2% of gross revenues from investment in plant, but not less than 0.5% of gross revenues.		2% of gross revenues from investment in plant, but not less than 0.5% of gross revenues.	City Charter Sec. 900	CA Pub Util Code 6001-6201 Gov Code Sec. 53066
Gas franchise	2% of gross revenues from investment in plant, but not less than 1% of gross revenues		2% of gross revenues from investment in plant, but not less than 1% of gross revenues	City Charter Sec. 900	CA Pub Util Code 6001-6201
Solid waste franchise	5% of gross revenues		5% of gross revenues	City Charter Sec. 900	CA Publ Res. Code 49300
Cable TV franchise	5% of gross revenues but not less than \$1,500 per quarter		5% of gross revenues but not less than \$1,500 per quarter	Municipal Code Sec. 114.05	Gov Code Sec. 53066
Dog License:				Municipal Code Sec. 91.067	Gov Code Sec. 38792
Unaltered animals	\$50.00		\$50.00	Resolution 2007-25 Resoltuion 2008-23	
Spayed/neutered animals	\$15.00		\$15.00	Resolution 2007-25 Resoltuion 2008-23	
Spayed/neutered rate for seniors(65 & over)	\$10.00		\$10.00	Resolution 2007-25 Resoltuion 2008-23	
Delinquent License	plus \$15.00		plus \$15.00	Resolution 2007-25 Resoltuion 2008-23	
Replacement tag	\$5.00		\$5.00	Resolution 2007-25 Resoltuion 2008-23	
3-year license, matching rabies vaccination date	3 times base fee		3 times base fee	Resolution 2008-23	
Return Check Charges - first offense	\$25.00		\$25.00	Charter, Section 708 Gen Rev	
Return Check Charges - subsequent	\$35.00		\$35.00		
Copy Costs - per page	\$0.10		\$0.10	Resolution 2008-23	
Personal copies printed on City printers (per page)	\$0.10		\$0.10	Resolution 2008-23	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed change	2011-2012	Local Authorization	State Code (s)
FINANCE - OTHER:					
Personal copies printed from the Internet (per page)	\$0.10		\$0.10	Resolution 2008-23	
Sales - Publications - per page	\$0.10		\$0.10	Resolution 2008-23	
Garage sale signs	\$5.00		\$5.00	Charter, Section 708 Gen Rev	
Going out of Business Sale permit	\$55.00		\$55.00	Municipal Code Sec. 116.01	
Bankrupt/Fire/similar Sale permit	\$55.00		\$55.00	Municipal Code Sec. 110.56	
Boxing and Wrestling Matches permit				Municipal Code Sec. 110.57	
Permanent - Business License only	\$55.00		\$55.00		
Temporary - Daily	\$30.00		\$30.00		
Copies:				Resolution 2008-23	
Subdivision ordinance	\$0.85		\$0.85		
Official Charter	\$1.59		\$1.59		
Chapter 4 Subdivisions	\$1.06		\$1.06		
City Municipal Code	\$53.60		\$53.60		
Annual mailing Current Code	\$10.60		\$10.60		
Permit Parking/Construction sites-per week	\$4.00		\$4.00	Municipal Code 72.073	Gov. Code Sec. 54457
Annual Budget - per copy	\$15.00		\$15.00	Charter, Section 708 Gen Rev	
Annual Financial Report - per copy	\$15.00		\$15.00	Charter, Section 708 Gen Rev	
Subpoenaed Employee Charges deposit (excess deposit over actual costs to be refunded)	\$150.00		\$150.00	Charter, Section 708 Gen Rev	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-11	Proposed change	2011-12	Local Authorization	State Code(s)
FINANCE - TRANSIT:					
Bus fares:					
Adults - single fare	\$1.40		\$1.40	Municipal Code 121.01 Resoluton 2008-23	
Handicapped - single fare	\$1.10		\$1.10	Municipal Code 121.01 Resoluton 2008-24	
Child (3-17) - single fare	\$1.10		\$1.10	Municipal Code 121.01 Resoluton 2008-25	
Seniors (62+) - single fare	\$1.10		\$1.10	Municipal Code 121.01 Resoluton 2008-26	
Monthly passes - Adults	\$43.00		\$43.00	Municipal Code 121.01 Resoluton 2008-23	
Monthly passes - Handicapped/child/senior	\$38.00		\$38.00	Municipal Code 121.01 Resoluton 2008-23	
Day pass - Adults	\$3.20		\$3.20	Resolution 2008-23	
Day pass - Handicapped/child/senior	\$2.70		\$2.70	Resolution 2008-23	
Regional Pass Holder - Adult	\$1.10		\$1.10	Resolution 2008-23	
Regional Pass Holder - Handicapped/child/senior	\$0.80		\$0.80	Resolution 2008-23	
Dial-a-Ride Fares - per trip	\$2.80		\$2.80	Municipal Code 121.01 Resoluton 2008-23	
Handicapped ID's	\$3.00		\$3.00	Municipal Code 121.01	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
FIRE:					
Permits - permits not listed below are discretionary:	\$100.00		\$100.00	Resolution 2007-25 Resolution 2008-23	2007 CFC
Special Fire Services:				Charter, Section 708 Gen Rev	
Contract services to other entities:					
Arcata Fire Protection District standby fee for Simpson Timber Braynard Complex	\$2,400.00		\$2,400.00	Contract	
Medical response fee less than one hour - one hour minimum	Included in base contract		Included in base contract		
Fire response fee one hour minimum per apparatus	Actual costs		Actual costs		
College of the Redwoods					
Fire response fee one hour minimum per apparatus	\$24,000.00		\$24,000.00	Contract	
Alarm Charges				EMC 32.45	
False Alarms:					
3rd Alarm (per 6 month period)	\$50.00		\$50.00	Resolution 2008-23	
3rd Alarm Robbery/Panic (per 6 mo period)	\$100.00		\$100.00	Resolution 2008-23	
4th or more alarms (per 6 mo. Period)	\$200.00		\$200.00	EMC 32.39, 32.45 Resolution 2008-23	
4th or more Robbery/Panic/Fire with high occupancy-life hazard (per 6 mo. Period)	\$400.00		\$400.00	Resolution 2008-23	
Permits:					
Alarm System Permit	\$20.00		\$20.00	Resolution 2008-23	
Alarm System Permit Renewal (annual)	\$10.00		\$10.00	Resolution 2008-23	
Alarm System Late Application Fee	\$100.00		\$100.00	Resolution 2008-23	
Alarm System Reinstatement Fee	\$200.00		\$200.00	Resolution 2008-23	
Alarm Company Responsibility per §32.47	\$50.00		\$50.00	Resolution 2008-23	
Firework Booth & Storage Permit-	\$100.00		\$100.00	Charter, Section 708 Gen Rev, Resolution 2009-16	2007 CFC
Weed Abatement:				EMC 94.15 Resolution 2007-25	2007 CFC
work performed by Streets Maintenance and administered by Fire Department	Actual costs		Actual costs	Resolution 2008-23	
Prevention inspection fee one (1) hour minimum (3rd and subsequent inspections)	\$98.60		\$98.60	Resolution 2008-23, Resolution 2009-16	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
FIRE:					
Reports:				Charter, Section 708 Gen Rev	
Incident Reports/Occupancy files (Current Files)					
Per report up to 10 pages	\$10.00		\$10.00	Resolution 2008-23	
Archived Files Search					
Copies at Cost	\$20.00		\$20.00	Resolution 2008-23	
Subpoenaed Reports (all)					
Per hour (1 hour minimum)	\$24.00		\$24.00	Resolution 2008-23	
Copies at cost	\$0.10		\$0.10	Resolution 2008-23 Resolution 2009-16	
Billing to State for Mutual Aid Requests - per current OES rate schedule	Actual cost		Actual cost	Charter, Section 708 Gen Rev	
State Mandated/Licensed Facility Inspection				Ordinance #603-C.S.	2007 CFC, Health & Safety 13146.2
Per hour (1 hour minimum)					
1 Engine Company	\$213.66		\$213.66	Resolution 2007-25 Resolution 2008-23 Resolution 2009-16	
Fire Prevention Bureau Personnel	\$98.60		\$98.60	Resolution 2007-25 Resolution 2008-23 Resolution 2009-16	
Pre-Fire Clearance Inspection					
25 or Fewer Occupants	\$25.00		\$25.00		
More than 25 Occupants	\$40.00		\$50.00		
Final Fire Clearance, Per Hr. 1 Hr. Minimum	\$98.60		\$98.60		
New and Remodel Project Inspections				Municipal Code Sec. 92.01	2007 CFC
Plan review/re-submittals Per hour 1/2 hr. min	\$98.60		\$98.60	Resolution 2007-25 Resolution 2008-23 Resolution 2009-16	
Final inspection					
*3000 Sq. Ft. or less	\$98.60		\$98.60		
*3001 to 7000 Sq. Ft	\$197.20		\$197.20		
*Over 7000 Sq. Ft.	\$295.80		\$295.80		
* Unique features of buildings or systems may require adjustment of fees as determined by EFD	Quote per project		Quote per project		
New Sprinkler Underground Service					
Inspection, flush & hydrotest					
Plan Review/re-submittals, per hr.	\$98.60		\$98.60		
Inspections and tests	\$197.80		\$197.80		

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	Local Authorization			State Code(s)
FIRE:	2010-2011	Proposed Changes	2011-2012	
Fire Hydrant Flow Test				Gov code 66014
Fees assessed with project submittal				
2 1/2 hr. minimum	\$246.50		\$246.50	
1 hr. minimum for each additional hydrant	\$98.60		\$98.60	
New Sprinkler Installation*				
Plan review/re-submittals, per hr.	\$98.60		\$98.60	
Open trussed/beam construction, no interior walls	295.80 + 1.00 per head		295.80 + 1.00 per head	
Common construction	295.80 + 2.50 per head		295.80 + 2.50 per head	
Concealed spaces	295.80 + 5.00 per head		295.80 + 5.00 per head	
Over 250 heads, add 1 hr.	\$98.60		\$98.60	
Over 400 heads, additional costs per hour	\$98.60		\$98.60	
Re-inspection	\$98.60		\$98.60	
Missed Appointment: 1/2 hr.	\$49.30		\$49.30	
* Unique features of buildings or systems may require adjustment of fees as determined by EFD	Quote per project		Quote per project	
Sprinkler System Re-Model/Tenant Improvement*	new wording add Gov. code 66014		new wording add Gov. code 66014	Gov Code 66014
Plan review/re-submittals, per hr.	\$98.60		\$98.60	
Inspection, alarm tests & final inspection				
Open trussed/beam construction, no interior walls	197.20 + 1.00 per head		197.20 + 1.00 per head	
Common construction	197.20 + 2.50 per head		197.20 + 2.50 per head	
Concealed spaces	197.20 + 5.00 per head		197.20 + 5.00 per head	
System Hydrotest(as needed)	\$98.60		\$98.60	
Over 250 heads, add 1 hr.	\$98.60		\$98.60	
Over 400 heads, additional costs per hour	\$98.60		\$98.60	
Re-inspection	\$98.60		\$98.60	
Missed Appointment: 1/2 hr.	\$49.30		\$49.30	
* Unique features of buildings or systems may require adjustment of fees as determined by EFD	Quote per project		Quote per project	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
FIRE:					
New/Remodel Fire & Special Alarm System Installation*					
Plan review/re-submittals, per hr.	\$98.60		\$98.60		
System Inspection & Acceptance Test					
Per Device	98.60 + 1.50 per device		98.60 + 1.50 per device		
Per Device in concealed spaces	98.60 + 4.50 per device		98.60 + 4.50 per device		
Re-inspection	\$98.60		\$98.60		
* Unique features of buildings or systems may require adjustment of fees as determined by EFD	Quote per project		Quote per project		
Suppression & Special System Installation					
Plan review/re-submittals, per hr.	\$98.60		\$98.60		
System Inspection & Acceptance Test	\$98.60		\$98.60		
Each additional system	\$49.30		\$49.30		
Re-inspection 1 hr. min	\$98.60		\$98.60		
Missed Appointment: 1/2 hr.	\$49.30		\$49.30		
* Unique features of buildings or systems may require adjustment of fees as determined by EFD	Quote per project		Quote per project		
Other Inspection Fees					
Re-inspection 1 hr. min	\$98.60		\$98.60		
Missed Appointment: 1/2 hr.	\$49.30		\$49.30		
After-Hours Inspection: over-time Rate					
Min. 1 hr. over-time rate	\$147.90		\$147.90		
Min. 1 hr. over-time rate, 3 hrs. minimum for call back	\$443.70		\$443.70		
Extra travel time: Per hr.	\$98.60		\$98.60		
Wait time: Per hr.	\$98.60		\$98.60		
Outside consultant: actual costs plus hourly personnel time per hr.	\$98.60		\$98.60		
Other Plan Review Service Fees					Gov Code 66014
Expedited Plan Review:	49.30		49.30		
Double Standard Fee - 2 hr. Min.	\$394.40		\$394.40	Charter, Section 708 Gen Rev	
Plan Review: work without permit	\$394.40		\$394.40		
Over-the-counter Plan Review, 1 hr. flat fee, Architectural, minimal nonbearing wall, minor electrical, ADA, etc.	\$98.60		\$98.60	Municipal Code Sec. 92.01 Resolution 2008-23	2007 CFC
Outside consultant: actual costs plus hourly personnel time per hr.	\$98.60		\$98.60		

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
FIRE:					
Code Enforcement Actions	Actual Cost		Actual Cost	Municipal Code Sec. 92.01	2007 CFC
Negligent Fires Fee Recovery	Actual Cost		Actual Cost	Municipal Code Sec. 92.01	Health & Safety Code Sec. 13009
Negligent Response Fee Recovery	Actual Cost		Actual Cost	Municipal Code Sec. 92.01	Health & Safety Code Sec. 13009
Code Consultation per hour	\$98.60		\$98.60	Municipal Code Sec. 92.01 Resolution 2007-25 Resolution 2008-23 Resolution 2009-16	2007 CFC
Fire Investigations	Actual Cost		Actual Cost	Municipal Code Sec. 92.01 Resolution 2009-16	2007 CFC
Alarm/Sprinkler Plan Checks Per hour	\$98.60		\$98.60	Municipal Code Sec. 92.01 Resolution 2007-25 Resolution 2008-23 Resolution 2009-16	2007 CFC
Hood System Inspections Per hour	\$98.60		\$98.60	Municipal Code Sec. 92.01 Resolution 2007-25 Resolution 2008-23 Resolution 2009-16	2007 CFC
Special Activities Permits: Inspections, hourly (1 hr minimum)	\$98.60		\$98.60	Municipal Code Sec. 92.01 Resolution 2007-25 Resolution 2008-23 Resolution 2009-16	2007 CFC
Above/Below Ground Tank Removal Permit (Includes site inspection)	\$125.00	Move into permit section		Municipal Code Sec. 92.01 Resolution 2008-23 Resolution 2009-16	2007 CFC
Stand by Fire Watch Per hour per person	\$98.60		\$98.60	Municipal Code Sec. 92.01 Resolution 2007-25 Resolution 2008-23	2007 CFC
Special Inspections Per hour per person	\$98.60		\$98.60	Municipal Code Sec. 92.01 Resolution 2007-25 Resolution 2008-23	2007 CFC
Response					
Hazardous Material Response: Material replacement, waste disposal, personnel costs	Actual Cost		Actual Cost		2007 CFC
Inspections, per hour, 1 hr minimum	Actual Cost		Actual Cost		8001.5.2.5 (clean-up) Health & Safety Code Sec. 13009.6

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
FIRE:					
Suppression personnel (hourly rate)				Resolution 2008-23	
Street Spoils Removal	Actual Cost				
Suppression personnel (hourly rate per person)	\$71.22		\$71.22	Resolution 2009-16	Health & Safety Code Sec. 13009.6
Fire Engine- Hourly rate	\$105.00		\$105.00	Municipal Code Sec. 92.01, Resolution 2009-16	2007 CFC/ FEMA Schedule of equipment rates
Ladder Truck- Hourly Rate	\$175.00		\$175.00	Municipal Code Sec. 92.01, Resolution 2009-16	2007 CFC/ FEMA Schedule of equipment rates
Staff vehicle - hourly rate	\$19.00		\$19.00	Municipal Code Sec. 92.01, Resolution 2009-16	2007 CFC/ FEMA Schedule of equipment rates
Duty Officer (Per Hour)	\$76.39		\$76.39	Municipal Code Sec. 92.01 Resolution 2008-23 Resolution 2009-16	2007 CFC
Duty Chief (per hour)	\$76.39		\$76.39	Municipal Code Sec. 92.01 Resolution 2008-23 Resolution 2009-16	2007 CFC
Burn Trailer Use Fee	\$250/day		\$250/day	Charter, Section 708 Gen Rev, Resolution 2009-16	
Hilfiker Regional Training Facility Use Fee	\$40/ hour or \$300/ day		\$40/ hour or \$300/ day	Charter, Section 708 Gen Rev, Resolution 2009-16	
Burn Barrel Permit – No Longer Allowed					
Burn Permits: Contact North Coast Unified Air Quality Mgmt Dist. Basic permit (collected by NCUAQM)	3.00		3.00	Municipal Code Sec. 92.01 Resolution 2007-125	2007 CFC Health & Safety Code Sec. 13009
<u>Classroom Rental Fees Fire Department HQ</u>					
1st 3 hours	\$50.00		\$50.00	Resolution 2008-23	
Ea additional hour	\$25.00		\$25.00	Resolution 2008-23	
10 hour rate	\$140.00		\$140.00	Resolution 2008-23	
Entire Day (11+ hours)	\$180.00		\$180.00	Resolution 2008-23	
<u>Classroom Rental Fees - 3030 L Street</u>					
1st 3 hours	\$90.00		\$90.00	Resolution 2008-23	
Ea additional hour	\$25.00		\$25.00	Resolution 2008-23	
10 hour rate	\$240.00		\$240.00	Resolution 2008-23	
Entire Day (11+ hours)	\$300.00		\$300.00	Resolution 2008-23	
<u>Training:</u>					
Adult CPR/First Aid	\$40.00		\$40.00	Resolution 2008-23	
Care-Plus CPR	\$20.00		\$20.00	Resolution 2008-23	
CPR for the Professional Rescuer	\$40.00		\$40.00	Resolution 2009-16	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
POLICE:					
False Alarm Response:				Charter, Section 708 Gen Rev Resolution 2008-23	
<u>Alarm Fees:</u>					
3rd Alarm (per 6 month period)	\$50.00		\$50.00		
3rd Alarm Robbery/Panic (per 6 mo period)	\$100.00		\$100.00		
4th or more alarms (per 6 mo. Period)	\$200.00		\$200.00		
4th or more Robbery/Panic/Fire with high occupancy-life hazard (per 6 mo. Period)	\$400.00		\$400.00		
<u>Permits:</u>					
Alarm System Permit	\$20.00		\$20.00		
Alarm System Permit Renewal (annual)	\$10.00		\$10.00		
Alarm System Late Application Fee	\$100.00		\$100.00		
Alarm System Reinstatement Fee	\$200.00		\$200.00		
Alarm Company Responsibility per § 32.47	\$50.00		\$50.00		
Disproportionate Police Calls for Service					
Service Charge/Fee	\$100 to \$1,000 per day		\$100 to \$1,000 per day	Municipal Code Sec. 130.10 and 130.11	
Fingerprinting	\$25.00		\$25.00	Charter, Section 708 Gen Rev	
Reports:				Charter, Section 708 Gen Rev	
Crime Reports (Current Files)					
Per report up to 5 pages	\$5.00		\$5.00		
Each additional page	\$1.00		\$1.00		
Crime Reports (Archived Files)					
Per report	\$10.00		\$10.00		
Each additional page	\$1.00		\$1.00		
Traffic Reports (Current Files)					
Per report up to 5 pages	\$5.00		\$5.00		
Each additional page	\$1.00		\$1.00		
Traffic Reports (Archived Files)					
Per report	\$10.00		\$10.00		
Each additional page	\$1.00		\$1.00		
Subpoenaed Reports (All)	\$20.00 per hour plus \$.10 per page		\$20.00 per hour plus \$.10 per page		CA Evidence Code

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
POLICE:					
Card Room Permits (business license required):				Municipal Code Sec. 113.34	
Application	\$25.00		\$25.00		
DOJ Background fee	\$32.00		\$32.00		
Fingerprinting Fee	\$20.00		\$20.00		
Work Permit Transfer	\$1.00		\$1.00		CA Bus & Prof Code 19808
Taxi Permits:				Municipal Code Sec.	
Application Fee	\$100.00		\$100.00		
Transfer Fee	\$1.00		\$1.00		
Fingerprint Fee	\$25.00		\$25.00		
DOJ Background Fee	\$32.00		\$32.00		
Other Vehicles for Hire (business license required)	\$100.00		\$100.00	Municipal Code Sec. 121.01	
Fingerprint Fee	\$25.00		\$25.00		
DOJ Background Fee	\$32.00		\$32.00		
Massage Parlors:				Municipal Code Sec. 117.19	
Application	\$100.00		\$100.00		
Fingerprint Fees	\$25.00		\$25.00		
DOJ Background Fee	\$32.00		\$32.00		
Renewal	\$50.00		\$50.00		
Animal Control-impounding fees:				Municipal Code Sec. 91.050	
(1) Picking up and impounding any dog	\$75.00 and if unaltered an additional \$50.00		\$75.00 and if unaltered an additional \$50.00		
(2) For the second offense	\$150.00 and if unaltered an additional \$50.00		\$150.00 and if unaltered an additional \$50.00		
(3) For the third offense	\$250.00 and if unaltered an additional \$100.00		\$250.00 and if unaltered an additional \$100.00		
(4) Additional offenses same as third					
For feeding and care of animals:					
(1) For each dog - per day (+health costs)	\$25.00		\$25.00		
(2) For each cat - per day (+ health costs)	\$20.00		\$20.00		
Ambulances:				Municipal Code Sec. 112.16	
Operator's permit	\$100.00		\$100.00		
Driver's and attendant's permit (Ambulance)	\$25.00		\$25.00		

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
POLICE:					
Bingo Games - Application (Finance Dept)	\$10.00		\$10.00	Municipal Code Sec. 113.15	
Bingo Games Permit	N/C		N/C	Municipal Code Sec. 113.15	
Off Street Parking - per hour	\$0.15		\$0.15	Municipal Code Sec. 72.073 Resolution 2009-16	Gov Code Sec. 54037
Minimum charge for a Parking Violation up to the maximum for Handicap. See attachment	\$35.00 though \$350.00		\$35.00 though \$350.00	Municipal Code Sec. 72.025(A) 72.095(B)(1)(d) Resolution 2009-20	
Dispatch Services for:	Billed at		Billed at	Charter, Section 708 Gen Rev	
Humboldt Fire District #1- per year	actual cost		actual cost		
Administrative Tow Fee for vehicles held:					
For 30 days driver privilege suspended	\$250.00		\$250.00	Charter, Section 708 Gen Rev Resolution 2008-23	Gov Code Sec. CVC22850.5 Gov Code Sec. CVC22651 (0) (1)
Registration expired more than 6 months	\$200.00		\$200.00	Charter, Section 708 Gen Rev Resolution 2008-23 Resolution 2009-16	
Repossessed Vehicle Fee	\$15.00		\$15.00	Resolution 2009-16	
Repossessed Vehicle Fee - Admin fee	\$5.00		\$5.00	Resolution 2009-16	
Five or more outstanding parking citations	\$250.00		\$250.00	Resolution 2009-16	Gov Code Sec. CVC22651(I) (1)
Suspended/revoked/unlicensed, expired license or driving out of class	\$250.00		\$250.00	Resolution 2009-16	Gov Code Sec. CVC22651(P)
DUI Fees - per incident	\$350.00		\$350.00	Charter, Section 708 Gen Rev, Resolution 2009-16	Gov Code Sec. 53150 53158
Computer Research	\$30.00 for any part of first hr., plus \$30.00 ea. additional hr.		\$30.00 for any part of first hr., plus \$30.00 ea. additional hr.	Charter, Section 708 Gen Rev	
Police Record Review (Citizen review of local CORI)	\$30.00		\$30.00	Charter, Section 708 Gen Rev	CA Penal Code Sec. 13322
VISA/Work Clearance Letter	\$30.00		\$30.00	Charter, Section 708 Gen Rev	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
POLICE:					
Special Security Services:				Municipal Code Sec. 130.07	
Fee based on determination that a party, gathering, or assemblage is a threat to the public peace, health, safety or general welfare. Following an initial written warning if a responsible party can be immediately identified; return to the same location by police personnel within a 24 hour period, or after 30 minutes of cumulative on-site police officer time on the initial response, will result in a fee covering cost of police services.	Actual cost of all direct and indirect costs attributable to second response, or beyond 30 minutes of cumulative on site police officer time on the initial response.		Actual cost of all direct and indirect costs attributable to second response, or beyond 30 minutes of cumulative on site police officer time on the initial response.		
Code Enforcement	Actual cost		Actual cost	Municipal Code Sec. 92.01 Municipal Code Sec. 94.22	
Abandoned Vehicles	Actual cost		Actual cost	Municipal Code Sec. 90.39 Municipal Code Sec. 90.99	CVC 22523 & 22524(A)

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
PUBLIC WORKS:					
Hydrant Rental Fees:					
Rate for minimum service charge (2" meter)	\$32.30-\$32.73		\$32.30 - \$32.73	Municipal Code Sec. 53.18 Resolution 2002-26	
Plus estimated water usage, rate per 100 cubic feet	\$1.96-\$1.98		\$1.96 - \$1.98	Resolution 2002-26	
Deposit	\$200.00		\$200.00		
Test of Backflow Prevention Device	\$80.00		\$80.00	Resolution 2004-10	
State Highway Sweeping per year	\$28,000.00		\$28,000.00	Charter, Section 708 Gen Rev Resolution 2008-23	Agreement with Caltrans
Street Tree saw cut of concrete to facilitate tree planting by property owner	Actual costs of labor and materials		Actual costs of labor and materials	Resolution No. 2005-11	
Install or remove Handicap zone	\$0.00	\$200.00	\$200.00		
To install or remove painted zone (red, yellow, green)	\$0.00	.50/ft	.50/ft		

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
PUBLIC WORKS - HARBOR:					
Interim Fees: to be reviewed when terminal project is complete thru building rental lease process					
Fisherman's Terminal:					
Hoist/dock space rental fees	\$500/mo		\$500/mo		
Unloading of Seafood by authorized agent	\$.05 per pound		\$.05 per pound		
Moorage rates:				Municipal Code Sec. 100.06	CA Harb. & Nav Code 7152
Daily transient moorage fees. (2009-10)	\$10.00 per day or \$.50 per boat or slip foot (overall length) per day whichever is greater	\$12.00 per day or \$.60 per boat or slip foot (overall length) per day whichever is greater	\$10.00 per day or \$.60 per boat or slip foot (overall length) per day whichever is greater	Resolution 2007-25 Resolution 2008-23, Resolution 2009-16	
*Transient fees include all city docks where transient vessels are allowed to tie					
Cruising or fishing vessels with people aboard	\$.60 per foot per day	\$.75 per foot per day	\$.60 per foot per day	Resolution 2007-25 Resolution 2008-23, Resolution 2009-18	
Monthly moorage fees	\$90.00 min per month or \$4.50 per boat or slip foot (overall length) per month whichever is greater	\$95.00 min per month or \$4.75 per boat or slip foot (overall length) per month whichever is greater	\$90.00 min per month or \$4.50 per boat or slip foot (overall length) per month whichever is greater	Resolution 2007-25 Resolution 2008-23	
Annual moorage fees	Annual fees must be paid in advance \$3.75 per boat or slip foot (overall length) per month	Annual fees must be paid in advance \$4.00 per boat or slip foot (overall length) per month	Annual fees must be paid in advance \$4.00 per boat or slip foot (overall length) per month	Resolution 2007-25 Resolution 2008-23	
Live-Aboard	\$150/mo for 2people \$85/mo for each additional person		\$150/mo for 2people \$85/mo for each additional person	Resolution 2007-25 Resolution 2008-23, Resolution 2009-16	
Dinghy Dock-monthly	\$35/ month - \$30/ @ 3 month pre-pay		\$35/ month - \$30/ @ 3 month pre-pay	Resolution 2007-25	
Catamarans - monthly	\$45 per month / \$40 @ 3 month pre-pay		\$45 per month / \$40 @ 3 month pre-pay	Resolution 2007-25	
Catamarans - quarterly	\$120.00		\$120.00		

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	Proposed Changes	2011-2012	Local Authorization	State Code(s)
PUBLIC WORKS - HARBOR:					
Late Charges and Interest:					
Monthly moorage rent is due on the first of each month and considered late if not paid on or before the 10th of each month.				Resolution 99-31	CA Harb. & Nav Code 7152
Interest is applied at the end of the month on the balance due				Resolution 99-31	CA Harb. & Nav Code 7152
Late Charges:					
Account balances between \$5.00 and \$50.00	\$10.00		\$10.00	Resolution 2007-25	
Account balances between \$50.01 and \$100.00	\$15.00		\$15.00	Resolution 2007-25	
Account balances over \$100.00	\$25.00		\$25.00	Resolution 2008-23	
Interest:					
Applied per month on balance due	1%		1%	Resolution 2008-23	
Miscellaneous Charges:					CA Harb. & Nav Code 7152
Facilities key deposit - each key	\$25.00		\$25.00	Resolution 2008-23	
Bilge Pump outs:					
Less than 50 gallons	N/C		N/C		
Over 50 gallons	\$.30 per gal after 50		\$.30 per gal after 50	Resolution 2007-25 Resolution 2008-23	
Holding tank Pump outs	N/C		N/C		
Pump Outs (de-watering by City staff)	Free for first time-		Free for first time-		
Dockside Emergency Pump Out	\$50 each time after owners notification		\$50 each time after owners notification		
Per pump out after first one	50.00		50.00	Resolution 2008-23	
Dry Storage	\$.040 sq.ft.per mo. / \$30 minimum / \$25 late fee		\$.040 sq.ft.per mo. / \$30 minimum / \$25 late fee	Resolution 2009-16	
Hoist Fees:					
5 ton per hour	\$25.00		\$25.00	Resolution 2009-16	
1 & 3 ton per hour	\$20.00		\$20.00		
Terminal Storage*					
25'x25' area (includes hoist useage for equipment no seafood loading or unloading) per month	\$150.00		\$150.00	Resolution 2009-16	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	Local Authorization		State Code(s)	
PUBLIC WORKS - HARBOR:	2010-2011	Proposed Changes	2011-2012	
Wharfinger Building:				
Proposed New Service Fees: Multiple requests have been received for these services				Resolution 2005-11
Glassware use per glass		\$0.50	\$0.50	
Flatware use per place setting		\$0.50	\$0.50	
Coffee Service (25 person minimum)				
1/2 day per person attending event	\$1.25		\$1.25	
full day per person attending event	\$2.00		\$2.00	
Linen Service	\$7.00per table	\$8.00 per table	\$8.00per table	
Rental - Wharfinger Building:				
Great Room				
First three (3) hours	\$185.00		\$185.00	Resolution 2008-23
First three (3) hours				Resolution 2008-23
Each additional hour	\$55.00		\$55.00	Resolution 2008-23, Resolution 2009-16
Ten (10) hour rate	\$520.00		\$520.00	Resolution 2008-23, Resolution 2009-16
Weekday (entire day) (11 to 14 hours)	\$650.00		\$650.00	Resolution 2008-23, Resolution 2009-16
Weekend (entire day) 11 - 14 hours	\$700.00		\$700.00	Resolution 2008-23, Resolution 2009-16
Bay Room :				
First three (3) hours	\$95.00		\$95.00	Resolution 2008-23, Resolution 2009-16
Each additional hour	\$27.00		\$27.00	Resolution 2008-23, Resolution 2009-16
Ten (10) hour rate	\$260.00		\$260.00	Resolution 2008-23, Resolution 2009-16
Entire day weekday 11 - 14 hours	\$325.00		\$325.00	Resolution 2008-23, Resolution 2009-16
Entire day Weekend 11 - 14 hours	\$350.00		\$350.00	Resolution 2008-23, Resolution 2009-16
Long Term Rental Rates (Weekly meetings > 6 months)	Great Room : \$45 Bay Room: \$23 per hour		Great Room : \$45 Bay Room: \$23 per hour	Resolution 2009-16
Kitchen – limited use	\$50.00		\$50.00	Resolution 2008-23

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service				Local Authorization	State Code(s)
PUBLIC WORKS - HARBOR:	2010-2011	Proposed Changes	2011-2012		
Kitchen - use in conjunction with:					
Great Room - per person	\$2.00		\$2.00	Resolution 2008-23	
Hourly cleaning fees	\$50.00		\$50.00	Resolution 2008-23	
Dishware Usage	\$2.25		\$2.25	Resolution 2008-23	
Deposit - cleaning (refundable)	\$210.00		\$210.00	Resolution 2008-23	
Deposit - kitchen rental (refundable)	\$50.00		\$50.00	Resolution 2008-23	
Deposit - Alcohol (refundable)	\$52.50		\$52.50	Resolution 2008-23	
Deposit - Bay Room	\$105.00		\$105.00	Resolution 2008-23	
(If the facility requires any cleaning or repairs after the event, the entire deposit may be forfeited to the City)					

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES

Service	2011-12		Local Authorization State Code(s)	
PUBLIC WORKS - RECREATION:	2010-2011	Proposed Changes	2011-2012	
Concessions - Vending and Peddling	10% of gross revenues		\$75.00-\$200.00	Municipal Code Sec. 93.56
Building Rental:				
Rental - Municipal Auditorium:				Resolution 2005-11
Skate Parties:				
First two (2) hours	\$105.00		\$105.00	
each additional hour	\$35.00		\$35.00	
Other Uses:				
First (3) hours	\$155.00		\$155.00	
each additional hour	\$65.00		\$65.00	
Ten-hour rate	\$345.00		\$345.00	
Weekday-entire day (11 hours +)	\$415.00		\$415.00	
Weekend-entire day (11 hours +)	\$435.00		\$435.00	
Commercial venture 10% of gross revenues including concessions or base rental rate which ever is greater	see Service Column		see Service Column	Resolution 2003-11
Deposit - cleaning (refundable)				
Skating event	\$100.00		\$100.00	Resolution 2009-16
Major event Municipal Auditorium Electrical Service. Provision of electrical service for major events utilizing three phase 120/208 volt; 200 amps or more.	\$200.00	\$50.00	\$250.00	
+ Custodian - per hour	\$29.16		\$29.16	Charter, Section 708 Gen Rev Resolution 2008-23 Resolution 2009-16
+ Electrician - 600+ amps - per hour	\$44.64		\$44.64	Charter, Section 708 Gen Rev Resolution 2008-23
+ Fire Prevention Officer (1-3)-one hour before doors open, during, and 1/2 hour after event - charge per officer hour	\$93.27		\$93.27	Charter, Section 708 Gen Rev Resolution 2005-11 2007-25 Resolution 2008-23, Resolution 2009-16
Discount Rates: (rental rates only)				Resolution 99-30
Youth/school/senior/non-profit	50.00%		50.00%	
Government agencies	50.00%		50.00%	
Adult Meetings	0.00%		0.00%	
Parties/receptions	0.00%		0.00%	
Commercial ventures	0.00%		0.00%	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES

Service	2010-2011	2011-12	2011-2012	Local Authorization	State Code(s)
PUBLIC WORKS - RECREATION:		Proposed Changes			
Rental - Cooper Gulch:				Resolution 2005-11	
First three (3) hours	\$65.00		\$65.00	Resolution 2008-23, Resolution 2009-16	
Each additional hour	\$30.00		\$30.00	Resolution 2008-23, Resolution 2009-16	
Ten-hour rate	\$190.00		\$190.00	Resolution 2008-23, Resolution 2009-16	
Weekday-entire day (11 hours +)	\$190.00		\$190.00	Resolution 2008-23, Resolution 2009-16	
Weekend-entire day (11 hours +)	\$215.00		\$215.00	Resolution 2008-23, Resolution 2009-16	
Rental - Cooper Gulch (cont.)					
Deposit - cleaning (refundable)	\$50.00		\$50.00	Resolution 99-30	
Deposit - alcohol (refundable)	\$50.00		\$50.00	Resolution 2008-23	
Opening and closing fee	\$20.00		\$20.00	Resolution 2008-23	
Discount Rates: (rental rates only)					
Youth/school/senior/non-profit	50%		50%	Resolution 2008-23	
Government agencies	50%		50%		
Adult Meetings	50%	-50%	0%		
Parties/receptions	0%	0%	0%		
Commercial ventures	0%	0%	0%		
Rental - Sequoia Park Group Picnic Area:				Resolution 5577	
Daily fee (dawn to dusk) without sports kit	\$55.00		\$55.00	Resolution 2008-23, Resolution 2009-16	
Deposit (refundable)	\$50.00		\$50.00	Resolution 2008-23	
Opening and closing fee	\$25.00		\$25.00	Resolution 2008-23, Resolution 2009-16	
Daily fee (dawn to dusk) with sports kit	\$75.00		\$75.00	Resolution 2008-23, Resolution 2009-16	
Deposit (refundable)	\$75.00		\$75.00	Resolution 2008-23	
Rental - Carson Park Group Picnic Area:				Resolution 2003-11	
Daily fee	\$30.00		\$30.00	Resolution 2009-16	
Deposit (refundable)	\$50.00		\$50.00	Resolution 2003-11	
Opening and closing fee	\$25.00		\$25.00	Resolution 2009-16	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES

Service	2011-12		Local Authorization	State Code(s)
PUBLIC WORKS - RECREATION:	2010-2011	Proposed Changes	2011-2012	
Rental - Sacco Amphitheater:				Resolution 2003-11
Daily fee	\$30.00		\$30.00	Resolution 2009-16
Deposit (refundable)	\$50.00		\$50.00	Resolution 2003-11
Opening and closing fee	\$25.00		\$25.00	Resolution 2009-16
Rental - Halvorsen Park:				Resolution 2003-11
Daily Fee	\$35.00		\$35.00	Resolution 2009-16
Commercial venture 10% of gross revenues including concessions or base rental rate which ever is greater	see Service Column		see Service Column	
Deposit (refundable)	\$50.00		\$50.00	Resolution 2009-16
Alcohol Deposit	\$50.00		\$50.00	Resolution 2009-16
Water Access (flat rate)	\$50.00		\$50.00	Resolution 2009-16
Electricity Access (flat rate)	\$50.00		\$50.00	Resolution 2009-16
custodian (if necessary) per hour	\$25.46		\$25.46	Resolution 2009-16
Police - Special Services (as needed)	TBD	TBD	TBD	Resolution 2009-16
Fire Personnel (if necessary) per hour	\$93.27		\$93.27	Resolution 2009-16
Electrician (if necessary) per hour	\$44.65		\$44.65	Resolution 2009-16
Adorni Center:				Charter, Section 708 Gen Rev
Memberships (Drop-ins to one year)				
Residents	\$5.50-\$525.00		\$5.50-\$525.00	Resolution 2008-23
Non-Residents	\$12.50-\$600.00		\$12.50-\$600.00	Resolution 2008-23
Drop in Fees:				Charter, Section 708 Gen Rev
Aerobic & Weight Room - Youth	\$2.00		\$2.00	Resolution 2003-11 Resolution 2008-23
Aerobic & Weight Room - Senior	\$3.50		\$3.50	Resolution 2008-23
Aerobic & Weight Room - Adult	\$6.50		\$6.50	Resolution 2008-23
Open Gym:				
Youth	\$1.25		\$1.25	Resolution 2008-23
Senior	\$1.50		\$1.50	Resolution 2008-23
Adult	\$2.00		\$2.00	Resolution 2008-23

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES

Service	2010-2011	2011-12	2011-2012	Local Authorization	State Code(s)
PUBLIC WORKS - RECREATION:		Proposed Changes			
Conference Room Rental:				Charter, Section 708 Gen Rev	
One (1) Hour	\$14.00		\$14.00	Resolution 2004-10 Resolution 2008-23	
One (1) Hour (Non-Profits)	\$7.00		\$7.00	Resolution 2008-23	
One-half (1/2) Hour	\$7.00		\$7.00	Resolution 2008-23	
One-half (1/2) Hour (Non-Profits)	\$3.50		\$3.50	Resolution 2008-23	
Gymnasium Rental *				Charter, Section 708 Gen Rev	
1 - 3 hours	\$300.00		\$300.00	Resolution 2008-23	
7 hours	\$760.00		\$760.00	Resolution 2008-23	
10 hours	\$1,105.00		\$1,105.00	Resolution 2008-23	
14 hours	\$1,565.00		\$1,565.00	Resolution 2008-23	
Custodian (if necessary) per hour	\$25.46		\$25.46	Resolution 2007-25 Resolution 2008-23	
* Refundable cleaning deposit	\$250.00		\$250.00		
Kitchen Rental:					
1 - 3 hours	\$120.00		\$120.00	Resolution 2008-23	
7 hours	\$300.00		\$300.00	Resolution 2008-23	
10 hours	\$435.00		\$435.00	Resolution 2008-23	
14 hours	\$615.00		\$615.00	Resolution 2008-23	
Stage Rental:				Resolution 99-30	
Setup	n/a		n/a	Resolution 2008-23	
Locker Rental:				Charter, Section 708 Gen Rev	
Per month	\$5.00		\$5.00	Resolution 2008-23	
Membership Card Replacement	\$3.00		\$3.00		
Field Rentals:				Charter, Section 708 Gen Rev	
Daily Use Fee	\$50.00		\$50.00	Resolution 2009-16	
Field(s) \$50.00 refundable	\$50.00		\$50.00	Resolution 2009-16	
Lights	\$20.00 per hour		\$20.00 per hour	Resolution 2003-11	
Pitching machine	\$12.00 per hour		\$12.00 per hour	Resolution 2008-23	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES

Service	2010-2011	2011-12	2011-2012	Local Authorization	State Code(s)
PUBLIC WORKS - RECREATION:		Proposed Changes			
Women's Softball					
Team Registration	500.00	100.00	600.00		
Men's Softball					
Non-Competitive Softball	330.00	70.00	400.00		
Coed Softball	425.00		425.00		
Tournaments	115.00		115.00		
Non-resident youth	1.00		1.00		
Special Community Classes:				Charter, Section 708 Gen Rev	
One month - six weeks	\$20.00-\$95.00		\$20.00-\$95.00	Resolution 2003-11 Resolution 2008-23	
Drop-in	\$5.00-\$10.00	increase to \$15 max	\$5.00-\$15.00	Resolution 2008-23	
Non-resident Adult	\$2.00		\$2.00	Resolution 2008-23	
Non-resident Youth	\$1.00		\$1.00	Resolution 2008-23	
Roller Skating:				Charter, Section 708 Gen Rev	
Public Skating				Resolution 2004-10	
17 years and under	\$3.00	\$1.00	\$4.00		
18 years and older	\$3.50	\$1.25	\$4.75		
Private Parties (\$100.00 refundable cleaning deposit)	\$70.00 - \$265.00		\$70.00 - \$265.00	Resolution 2007-25	
Ryan Center After School Program	\$60.00 -80.00	\$88.00 monthly avg.	\$88.00 monthly avg.	Charter, Section 708 Gen Rev	
				Resolution 2004-10	
Samoa Drag Strip:					
Security Deposit - one day use	\$55.00		\$55.00	Resolution 2008-23	
Key Deposit	\$20.00		\$20.00	Resolution 2008-23	
Non-refundable Rental Reservation Fee	\$30.00		\$30.00	Resolution 2008-23	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service		Local Authorization		State Code(s)		
PUBLIC WORKS		2010-2011	Proposed Changes	2011-2012		
RECREATION - ZOO:						
Rental - Zoo Community Room					Resolution 2007-25 Resolution 2008-23	
First three (3) hours	\$120.00			\$120.00		
Each additional hour	\$30.00			\$30.00		
Multi-Media Equipment Use Fee	\$10.00/hr			\$10.00/hr		
Personnel Fee	\$10.00/hr			\$10.00/hr		
Security Deposit (refundable)	\$100.00			\$100.00		
Alcohol Deposit (refundable)	\$150.00			\$150.00		
Discount Rates (rental rates only - minimum of 5 hours or multi day use) Schools/non-profit /government agencies					Resolution 2009-16	
Non-profits/Humboldt County government agencies-applies to full-day rentals only	50%			50%	Resolution 2008-23	
MISCELLANEOUS - Zoo						
School Group Tours	\$1/child \$20 minimum	wording change to include pre-schools in trip fees		\$1/child \$20 minimum	Resolution 2008-23	
School Groups 30 minute video Group Tours	\$10.00 \$50/hr 30 people max			\$10.00 \$50/hr 30 people max	Resolution 2007-25 Resolution 2009-16	
Youth Assistant Keeper Program	\$40/year			\$40/year	Resolution 2008-23	
Zoo classes:						
Summer (5 days)	\$75/week			\$75/week	Resolution 2008-23, Resolution 2009-16	
Winter (4 days)	\$75/week			\$75/week	Resolution 2008-23, Resolution 2009-16	
2-day class	\$45 2-day class			\$45 2-day class	Resolution 2009-16	
1-day class	\$25 1-day class			\$25 1-day class	Resolution 2009-16	
ADMISSION FEES- Zoo	summer: May-Sept	winter: Oct-April		summer: May - Sept	winter: Oct-April	
Adult: 13 - 60	\$5.50	\$5.00	No change was input incorrectly on the spreadsheet last year	\$5.50	\$5.00	Resolution 2008-23, Resolution 2009-16
Child: 3-12	\$3.50	\$3.00	No change was input incorrectly on the spreadsheet last year	\$3.50	\$3.00	Resolution 2008-23, Resolution 2009-16
0 - 2 years	FREE	FREE		FREE	FREE	Resolution 2008-23, Resolution 2009-16
Senior 60+ and active military with ID	\$4.50	\$4.00	No change was input incorrectly on the spreadsheet last year	\$4.50	\$4.00	Resolution 2008-23, Resolution 2009-16
15% group Discount for 10 or more people		10% off admission fee		10% off admission fee for groups of 10 or more		
Eureka citizen discount \$1 off (adult/child/ senior)						
School field trip	\$1.00/student, adult chaperones no charge			\$1.00/stu dent, adult chaperon	Resolution 2009-16	
Dollar Wednesdays year-round	Half-price Wednesdays year- round			Half-price Wednesd ays year-	Resolution 2009-16	

CITY OF EUREKA
SCHEDULE OF FEES AND CHARGES
2011-12

Service	2010-2011	2011-2012	Local Authorization	State Code(s)
REDEVELOPMENT -				
ECONOMIC				
DEVELOPMENT				
		Proposed Changes		
Revolving Loan Application Fee (OPA, DDA)	\$300.00		\$300.00	Charter, Section 708 Gen Rev, Resolution 2009-16
Façade Loans Fee	\$200.00		\$200.00	Resolution No. 2005-11, Resolution 2099-16
Staff Processing of Request/Documentation/Appeal	\$100.00		\$100.00	Resolution No. 2005-11
Substitution of Trustee or document preparation Fee (will be assessed if staff is asked to re-issue already released document)	\$25.00		\$25.00	Resolution No. 2005-11
Revolving Loan Fund Fee	\$300.00		\$300.00	Resolution No. 2005-11, Resolution 2009-16
Sign Variation Fee	\$150.00		\$150.00	Resolution No. 2006-19
First Time Homebuyer	\$155.00		\$155.00	Resolution No. 2006-19
Enterprise Zone Voucher Fee	\$40.00		\$40.00	Resoltuion 2009-16
Retroactive voucher (over 18 mos.)	\$75.00		\$75.00	Resoltuion 2009-16
Expedite Voucher (2 weeks)	\$75.00		\$75.00	Resoltuion 2009-16
Subordination fee	\$100.00		\$100.00	Resolution No. 2005-11

Building Valuation Data

Fiscal Year 2011-12									
Group (2010 California Building Code)	Type of Construction								
	IA	IB	IIA	IIB	IIIA	IIIB	IV	VA	VB
	Valuation per Square Foot								
A-1 Assembly, theaters, with stage	204.81	197.86	192.77	184.35	172.91	168.11	177.81	158.10	151.39
A-1 Assembly, theaters, without stage	187.37	180.42	175.33	166.91	155.51	150.71	160.37	140.70	133.99
A-2 Assembly, nightclubs	155.74	151.36	147.50	141.90	133.46	129.73	136.94	121.02	116.96
A-2 Assembly, restaurants, bars, banquet halls	154.74	150.36	145.50	140.90	131.46	128.73	135.94	119.02	115.96
A-3 Assembly, churches	189.22	182.27	177.18	168.76	157.33	152.53	162.22	142.51	135.80
A-3 Assembly, general, community halls, libraries, museums	158.87	151.92	145.83	138.41	125.97	122.17	131.88	111.16	105.45
A-4 Assembly, arenas	186.37	179.42	173.33	165.91	153.51	149.71	159.37	138.70	132.99
B Business	158.43	152.65	147.57	140.34	127.30	122.71	134.52	111.91	106.66
E Educational	171.53	165.59	160.55	153.20	141.88	134.72	147.92	123.99	119.32
F-1 Factory and industrial, moderate hazard	93.92	89.61	84.47	81.69	73.14	69.92	78.41	60.23	56.97
F-2 Factory and industrial, low hazard	92.92	88.61	84.47	80.69	73.14	68.92	77.41	60.23	55.97
H-1 High Hazard, explosives	88.02	83.71	79.57	75.79	68.42	64.20	72.51	55.51	0.00
H234 High Hazard	88.02	83.71	79.57	75.79	68.42	64.20	72.51	55.51	51.25
H-5 HPM	158.40	152.65	147.57	140.34	127.30	122.71	134.52	111.91	106.66
I-1 Institutional, supervised environment	159.09	153.50	148.95	142.51	130.74	127.30	138.80	117.44	112.84
I-2 Institutional, hospitals	266.39	260.64	255.56	248.33	234.50	0.00	242.51	219.11	0.00
I-2 Institutional, nursing homes	185.59	179.83	174.76	167.53	154.81	0.00	161.71	139.41	0.00
I-3 Institutional, restrained	180.47	174.72	169.64	162.41	150.60	145.01	156.59	135.20	127.96
I-4 Institutional, day care facilities	159.09	153.50	148.95	142.51	130.74	127.30	138.80	117.44	112.84
M Mercantile	115.60	111.42	106.56	101.96	93.15	90.42	97.00	80.71	77.65
R-1 Residential, hotels	160.44	154.84	150.29	143.85	132.24	128.80	140.31	118.95	114.35
R-2 Residential, multiple family	134.26	128.66	124.11	117.67	106.72	103.28	114.78	93.42	88.82
R-3 Residential, one- and two-family	124.68	121.41	118.43	115.31	111.07	108.19	113.40	104.09	97.95
R-4 Residential, care/assisted living facilities	159.09	153.50	148.95	142.51	130.74	127.30	138.80	117.44	112.84
S-1 Storage, moderate hazard	87.02	82.71	77.57	74.79	66.42	63.20	71.51	53.51	50.25
S-2 Storage, low hazard	86.02	81.71	77.57	73.79	66.42	62.20	70.51	53.51	49.25
U Utility, miscellaneous	68.13	64.29	60.15	56.88	50.70	47.41	54.03	39.33	37.47

City of Eureka
Building Department Fee Schedule

BUILDING, GRADING, AND MISCELLANEOUS PERMIT FEES

FY 2011-12

Building Permits

Service	New Fee
Minimum Permit Fee	\$75.00
Permit Issuance	\$47.25
Building Permit Under \$500 Valuation	\$47.25
Building Permit \$501-\$2,000 Valuation	\$47.25 + \$3.35 for each \$100 over \$500
Building Permit \$2,001-\$25,000 Valuation	\$97.50 + \$15.36 for each \$1,000 over \$2,000
Building Permit \$25,001-\$50,000 Valuation	\$450.78 + \$11.08 for each \$1,000 over \$25,000
Building Permit \$50,001-\$100,000 Valuation	\$727.78 + \$7.69 for each \$1,000 over \$50,000
Building Permit \$100,001-\$500,000 Valuation	\$1,112.28 + \$6.14 for each \$1,000 over \$100,000
Building Permit \$500,001-\$1,000,000 Valuation	\$3568.28 + \$5.21 for each \$1,000 over \$500,000
Building Permit Over \$1,000,000 Valuation	\$6173.28 + \$4.00 for each \$1,000 over \$1,000,000
Plan Review	65% of Building Permit Fee
SMIP fee, Commercial	(Valuation x \$0.00021) or \$0.50, whichever is greater
SMIP fee, Residential	(Valuation x \$0.0001) or \$0.50, whichever is greater
BSC Administration Fund	\$1.00 per \$25,000 Valuation
CASp Cost Recovery Fee (Commercial Projects Only)	Valuation x \$0.00052

Grading Permits

Service	New Fee
Minimum Permit Fee	\$75.00
Permit Issuance	\$47.25
50 Cubic Yards or Less	\$47.25
51-100 Cubic Yards	\$74.39
101-1,000 Cubic Yards	\$74.39 + \$19.21 for each 100 CY over 100 CY
1,001-10,000 Cubic Yards	\$247.28 + \$15.90 for each 1,000 CY over 1,000 CY
10,001-100,000 Cubic Yards	\$390.38 + \$72.42 for each 10,000 CY over 10,000 CY
100,000 Cubic Yards or More	\$1042.16 + \$40.05 for each 10,000 CY over 100,000 CY
Plan Review	65% of Grading Permit Fee

Miscellaneous Fees

Service	New Fee
Supplemental Permit	\$7.35
Inspections outside of normal business hours (minimum three hours)	\$47.00 per hour
Inspections for which no fee is specifically indicated (minimum one-half hour)	\$47.00 per hour
Additional plan review costs required by use of consultant, or changes, additions, or revisions to plans	actual costs
Code compliance/reinspection fee	\$47.00
Investigation fees: work without permit	The investigation fee shall be equal to the amount of the permit fee required and in addition to the permit fee
Expedited plan review	150% of regular Plan Review Fee

City of Eureka
Mechanical Permit Fee Schedule

Service	New Fee FY 2011-12
Minimum Permit Fee	\$75.00
Mechanical Permit Issuance	\$34.65
Misc. Appliance Vent	\$11.71
Air-handling unit to 10,000 cu. ft.	\$11.71
Air-handling unit over 10,000 cu. ft.	\$19.85
FAU <= 100K	\$16.28
FAU > 100K	\$19.95
Fireplace/wood stove	\$11.71
Appliance Vent	\$7.98
Commercial Hood	\$11.71
Incin/kiln (residential)	\$19.95
Incin/kiln (commercial)	\$15.91
Boilers/Compressors/A-C (1hp =1 ton =12btu)	
up to 3 hp	\$16.12
>3hp to 15 hp	\$29.77
>15hp to 30 hp	\$40.90
>30hp to 50 hp	\$60.84
>50hp	\$101.64

City of Eureka
Plumbing Permit Fee Schedule

Service	New Fee FY 2011-12
Minimum Permit Fee	\$75.00
Plumbing Permit Issuance	\$34.65
Plumbing Fixture	\$10.76
Sewer pressure pump (add house sewer \$25.75)	\$21.84
Water piping system	\$5.20
Water heater	\$13.50
House sewer (sewer line)	\$27.04
Gas line system	\$6.77
6 or more, each	\$1.21
Back flow device < 2"	\$13.50
Back flow device > 2"	\$27.04
Floor drain/sink	\$10.76
Grease/oil/water separator	\$21.84
Gas meter reset	\$10.76
Misc. plumbing permit	\$10.76
Lawn sprinkler system	\$16.22
Swimming pool plumbing/private	\$66.68
Swimming pool plumbing/public	\$100.12

City of Eureka
Electrical Permit Fees Schedule

Service	New Fee for FY 2011-12
Minimum Permit Fee	\$75.00
Electrical Permit Issuance	\$34.65
Lighting Fixtures	\$1.21
21 and up	\$0.79
Switches/receptacles/outlets	\$1.21
21 and up	\$0.79
Residential Appliance	\$5.20
Service over 200 amp	\$68.19
Service to 200 amp	\$33.50
Subpanel	\$19.95
Temporary power	\$25.78
Misc. electric permit	\$19.95
Electric System, Multi-Family (per square foot)	\$0.056
Electric Sytem, 1 & 2 family (per square foot)	\$0.062
Sign-additional circuits	\$5.20
Sign/marquees	\$26.99
Meter reset	\$19.95
Power apparatus - through 1 (HP, KW, kVA, or kVAR)	\$5.20
Power apparatus - 2 through 9	\$13.50
Power apparatus - 10 through 50	\$26.99
Power apparatus - 51 through 100	\$54.34
Power apparatus - 101 and over	\$81.75

PARKING VIOLATION FEES

Viol Description	Violation Code	Penalty Amount	Late fee w/in 30 days	Late fee after 30 days
Alley Parking	EMC 72.099	\$50.00	\$60.00	\$100.00
12 Minute-Green Zone	EMC 72.025(A)	\$35.00	\$45.00	\$70.00
15' Fire Hydrant	CVC 22514	\$50.00	\$60.00	\$100.00
15' of Fire Driveway	CVC 22500(d)	\$50.00	\$60.00	\$100.00
18" From Curb	CVC 22502	\$40.00	\$50.00	\$80.00
1 Hour Zone	EMC 72.027	\$35.00	\$45.00	\$70.00
2 Hour Zone	EMC 72.028	\$35.00	\$45.00	\$70.00
20 Minute Zone	EMC 100.19	\$40.00	\$50.00	\$80.00
30 Minute Zone	EMC 72.026	\$35.00	\$45.00	\$70.00
72 Hours	EMC 90.16(A)	\$35.00	\$45.00	\$70.00
Abandoned On Hwy	CVC22523(a)	\$40.00	\$50.00	\$80.00
Abandoned Private	EMC 90.02(B)	\$50.00	\$60.00	\$100.00
Abandoned Private/Public	EMC 90.15 C	\$50.00	\$60.00	\$100.00
Blocking Disabled Space	CVC 22507.8(b)1	\$350.00	\$360.00	\$400.00
Blocking Drive way	CVC 22500(e)	\$40.00	\$50.00	\$80.00
Blue Zone Handicap	EMC 72.095(B)(1)(d)	\$350.00	\$360.00	\$400.00
Bus or Taxi zone	EMC 72.098	\$35.00	\$45.00	\$70.00
Chalk Removal	EMC 70.04(A)	\$50.00	\$60.00	\$100.00
City Owned Property	EMC 72.033(A-B)	\$35.00	\$45.00	\$70.00
Double-Parked	CVC 22500(h)	\$40.00	\$50.00	\$80.00
Expired Off Street Meter	EMC 72.076	\$35.00	\$45.00	\$70.00
Fire Lane	EMC 22500.01	\$50.00	\$60.00	\$100.00
Handicap Blk Access	CVC 22507.8(b)	\$350.00	\$360.00	\$400.00
Handicap Hatch Marks	CVC 22507.8c	\$350.00	\$360.00	\$400.00
Handicap -Stall/Space	CVC 22507.8(a)	\$350.00	\$360.00	\$400.00
Illegal Parking/Driving	CVC 21113(a)	\$40.00	\$50.00	\$80.00

May 25, 2010

Page 1 of 2

Viol Description	Violation Code	Penalty Amount	Late fee w/in 30 days	Late fee after 30 days
Meter Using 2 Spaces	EMC 72.031(A-B)	\$35.00	\$45.00	\$70.00
Method of Parking Lots	EMC 72.077	\$35.00	\$45.00	\$70.00
No front Plate	CVC5200(a)	\$40.00	\$50.00	\$80.00
No Parking	CVC 22505(b)	\$50.00	\$60.00	\$100.00
No Stopping Zones	EMC 72.032	\$50.00	\$60.00	\$100.00
Obstruct Traffic – Boat Ba.	EMC 100.19	\$35.00	\$45.00	\$70.00
OBSTRUCT TRAFFIC	CVC22500(G)	\$40.00	\$50.00	\$80.00
Parked In Crosswalk	CVC 22500(b)	\$40.00	\$50.00	\$80.00
Parked In Intersection	CVC 22500(a)	\$40.00	\$50.00	\$80.00
Parked On Sidewalk	CVC 22500.1(F)	\$50.00	\$60.00	\$100.00
Parking Lot Closures	EMC 72.024	\$35.00	\$45.00	\$70.00
Permit Parking	EMC 72.079	\$35.00	\$45.00	\$70.00
Posted No Parking	EMC 72.004	\$50.00	\$60.00	\$100.00
Posted Private Lot	EMC 72.034(A)	\$35.00	\$45.00	\$70.00
Red Zone	EMC 72.95(B)(1)(a)	\$50.00	\$60.00	\$100.00
Registration Month Tab	CVC 5204(A)	\$40.00	\$50.00	\$80.00
Registration Violation	CVC 4000(a)	\$40.00	\$50.00	\$80.00
Repairing Vehicles On	EMC 72.006(A)	\$35.00	\$45.00	\$70.00
Reserved Lot	EMC 72.080	\$35.00	\$45.00	\$70.00
Two way-Wrong Side	EMC 72.029(A)	\$35.00	\$45.00	\$70.00
Unattended Vehicle on Hwy	CVC 22515	\$40.00	\$50.00	\$80.00
Unauthorized Parking	EMC 72.002-003(B)	\$40.00	\$50.00	\$80.00
Unlawful Parking in lot	EMC 72.074	\$35.00	\$45.00	\$70.00
Vehicle For Sale On Street	EMC 72.005	\$35.00	\$45.00	\$70.00
White Zone	EMC 72.095(B)(1)(c)	\$35.00	\$45.00	\$70.00
Yellow Zone	EMC 72.095(B)(1)(b)	\$35.00	\$45.00	\$70.00
Unlisted/unspecified EMC violations		\$35.00	\$45.00	\$70.00
Unlisted/unspecified CVC violations		\$40.00	\$50.00	\$80.00

AGENDA SUMMARY**RE: 2011-12 BUDGET ADOPTION****FOR AGENDA DATE: JULY 5, 2011****AGENDA ITEM NO.:**

3

RECOMMENDATION:

1. Conduct a Public Hearing to consider the 2011-12 Proposed Fiscal Year
2. Adopt the following Resolutions
 - a. A joint Resolution of the City of Eureka Redevelopment Agency Concerning Construction of Publicly-owned Improvements
 - b. Resolution of the City of Eureka Adopting the Budget for fiscal year beginning July 1, 2011 and approving changes and additions to the 2010-11 budget
 - c. Resolution of the Eureka Redevelopment Agency Adopting the budget for Fiscal Year beginning July 1, 2011
 - d. Resolution of the Eureka Public Financing Authority Adopting the Budget for Fiscal Year beginning July 1, 2011

SUMMARY:

The 2011-12 Fiscal Year Budget includes the recommended operating programs and Capital Improvement Plan (CIP) projects. The budget serves as the primary programming tool for the implementation of the key policy documents which have been adopted by the City Council.

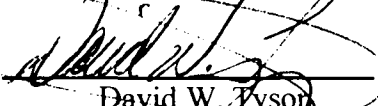
*Continued on page 2***FISCAL IMPACT:**

Total appropriations for all funds for fiscal year 2011-12, as proposed are \$77,366,316.

DEPARTMENT HEAD SIGNATURE:


 Paul L. Rodrigues
 Finance Director

CITY MANAGER SIGNATURE:


 David W. Tyson
 City Manager

REVIEWED BY:**DATE:****INITIALS:**

City Attorney

Council Action:

Ordinance No. _____

Resolution No. _____

RE: 2011-12 BUDGET ADOPTION	FOR AGENDA DATE: JULY 5, 2011
	AGENDA ITEM NO.:

(Continued from page 1)

Although the budget helps manage the city's immediate future – tying programs and service delivery activities to policies, goals, and fiscal resources – it is important to emphasize that managing programs and fiscal resources is an on-going process not confined to the City's formal budgetary process.

The adopted operating programs are designed to fully staff and fund public safety due to the passage of Measure O, and maintain minimum service levels elsewhere throughout the General Fund, due to fiscal uncertainty.

The passage of wastewater and water rate increases will allow the construction of long-awaited projects such as the Martin Slough Interceptor project and the Mad River Pipeline.

Attachment 1 provides summary and detail of recommended actions including those presented in the Proposed Budget as well as possible modifications discussed during budget workshops.

Attachments 2, 3, 4 and 5 are the budget resolutions required to enact the Fiscal Year 2011-2012 budgets.

The original 2011-12 Proposed Budget has been provided under separate cover.

During the course of fiscal year 2010-11, a number of events have occurred that require adjustments to the budget. Attachments 6 and 7 provide summary and detail of these adjustments.

These changes are reflected in the "2010-11 estimated" amounts in the 2011-12 proposed budget. The net effect on the General Fund is an increase in expenditures of \$93,318. The net effect on other city funds, in total, is an increase in expenditures of \$5,713,217. \$3.2 million of this is in the EPFA debt service and ERA Project funds and is offset by previously budgeted bond revenues, while \$1.9 million is for projects previously approved by the City Council.

STAFF RECOMMENDATION:

Staff recommends the City Council conduct a public hearing to consider the 2011-12 Proposed Budget. At the close of the public hearing, Council adopt resolutions approving the construction of publicly owned improvements; appropriating funds for the City of Eureka for FY 2011-12; adopting the Eureka Redevelopment Agency 2011-12 budget; and adopting the Eureka Public Financing Authority 2011-12 budget. Staff also recommends the City Council approve changes and additions to the City of Eureka 2010-11 Budget.

Upon adoption of the resolutions, the Approved 2011-12 Budget document will be prepared.

Attachment One

20011/12 Budget

“Recommended Actions”

At your June 16th and 22nd Budget Study Sessions, the Mayor and City Council received an overview of the proposed 2011-12 Budget, discussed items of concern, and received public comment. This document is intended to serve as an outline for the remainder of your budget process. The information has been structured to focus Council's efforts on those items requiring the Council's direction for inclusion in the budget:

1. Adoption the 2011/12 Budget. As discussed in detail in the budget document, the 2011-12 Budget reflects modest changes in expenditure levels from 2010-11 primarily due to the approval of Measure “O” in November, 2010. The total Proposed Operating Budget for the City is \$55 million for 2011-12 (a 4.9% increase from the 2010-11 adopted budget). A majority of the \$2.6 million increase in operating budgets is due to “Personnel Services” through increased costs in additional public safety personnel; health insurance and retirement rate increases. An over-all personnel “freeze” has assisted in maintaining expenditure levels within non-public safety departments.

The adoption of the proposed 2011-12 Budget as presented would result in:

- ✓ Improved employee retention through partial implementation of the classification/compensation study for the Unrepresented Employee group (\$215,000)
- ✓ Clean-up Eureka includes a number of measure to assist in the clean up of Eureka (\$56,500 recurring, \$113,000 one-time)
- ✓ Replacement of roof on Fire Headquarters and painting the Adorni Center (\$200,000)
- ✓ Development of Fire Department Water Rescue Training Module (\$41,000)
- ✓ Reinstatement of all Adult Recreation programs cut in prior year budget adoption (cost neutral – covered by program fees)
- ✓ Increased staffing for Harbor Facilities Maintenance (cost neutral – covered by rents)
- ✓ Additional Service Alternatives including position upgrades, equipment/software additions and replacements (\$72,000 recurring, \$30,000 one-time)

2. Possible Modifications to the Proposed 2011-12 Budget. From the City Council's discussions of the 2011-12 Budget several items have been raised as possible modifications to next year's budget:

- ✓ Addition of Code Enforcement Coordinator (\$98,962)
- ✓ Reduction of budgeted Zoo revenues (\$51,750)
- ✓ Increase Appropriation of Drug Asset Forfeiture Fund (\$200,000)
- ✓ Replacement of proposed Youth & Family Services Program Manager with Neighborhood Oriented Policing Officer (cost neutral)
- ✓ Reduction in projected health insurance costs (\$503,068 savings)
- ✓ Miscellaneous corrections and adjustments (\$4,200)

Future Budgets. In preparation for future budget discussions it is important for the City Council to begin discussions immediately regarding prioritization city services and levels of services. This effort will then be used to formulate next year's budget and allow ample time to notify the public and city employees of future service level adjustments.

、 Attachment Two 、

CITY OF EUREKA RESOLUTION NO. 2011-

EUREKA REDEVELOPMENT AGENCY RESOLUTION NO. 2011-

**A JOINT RESOLUTION OF THE CITY OF EUREKA AND
EUREKA REDEVELOPMENT AGENCY CONCERNING
CONSTRUCTION OF PUBLICLY OWNED IMPROVEMENTS**

WHEREAS, the Eureka Redevelopment Agency is engaged in the activities necessary to execute and implement the Redevelopment Plan for Century III, Phase I, Century III, Phase II, and Eureka Tomorrow Redevelopment Projects, pursuant to the Redevelopment Plans for the projects; and

WHEREAS, the Agency desires to contract with or has contracted with the City to construct or install certain public improvements; and

WHEREAS, the Redevelopment Agency may pay all or part of the value of land for, and the cost of the installation and construction of any building, facility, structure or improvements which is publicly owned, either in, or out of the project area pursuant to Health and Safety Code Section 33445; and

WHEREAS, , the City of Eureka and the Eureka Redevelopment Agency have entered into a Public Works Agreement dated January 28, 1975 as amended from time to time

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Eureka, That the buildings, facilities, and structures or other improvements identified in the adopted budget for the Eureka Redevelopment Agency for the fiscal year 2011-12 or in said Public Works Agreement are a benefit to said project areas, or the immediate neighborhood in which the project is located.

2. Absent such Agency financial participation and assistance, no other reasonable means of financing such buildings, facilities, structures or other improvements are available to the City of Eureka.

RESOLUTION NO. 2011-
Page 2

PASSED, APPROVED AND ADOPTED by the Eureka Redevelopment Agency Board,
in the County of Humboldt, State of California, on the _____ day of _____, 2011 by
the following vote:

AYES: BOARDMEMBERS
NOES: BOARDMEMBERS
ABSENT: BOARDMEMBERS

EUREKA REDEVELOPMENT AGENCY

Chairperson

ATTEST:

Pamela J. Powell, Executive Secretary

APPROVED AS TO ADMINISTRATION:

APPROVED AS TO FORM:

David W. Tyson Executive Director

William Bragg, Interim General Counsel

Passed, approved, and adopted by the Council of the City of Eureka, County of
Humboldt, State of California, on the _____ day of July, 2011, by the following vote:

AYES: COUNCILMEMBERS
NOES: COUNCILMEMBERS
ABSENT: COUNCILMEMBERS
ABSTAIN: COUNCILMEMBERS

Frank Jager, Mayor of the City of Eureka

Attest:

Pamela J. Powell, City Clerk

Approved as to Administration:

Approved as to form:

David W. Tyson, City Manager

William Bragg, Interim City Attorney

Attachment Three

RESOLUTION NO. 2011-

RESOLUTION OF THE COUNCIL OF THE CITY OF EUREKA APPROVING THE AMENDED 2010-2011 BUDGET AND APPROPRIATING FUNDS FOR THE 2011-12 FISCAL YEAR

WHEREAS, the Budget for the Fiscal Year beginning July 1, 2011, as submitted by the City Manager, has been reviewed by the City Council and public hearing has been held thereon pursuant to Section 704 of the City Charter, and the same has been revised by the Council;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Eureka, as follows:

SECTION 1. That the City of Eureka Fiscal Year 2010-11 Budget as revised and amended, be, and the same is hereby adopted, and funds for Fiscal Year Budget beginning July 1, 2011 are appropriated. The City Manager is directed to republish the same as on file in the City Clerk's office.

SECTION 2. The appropriation set forth in said budget shall be the maximum expenditure authorized for the function, department and/or activity for which the amount of such appropriation is shown therein.

SECTION 3. No warrant shall be issued or indebtedness incurred which exceeds the unexpended balance of the appropriation hereinabove authorized unless such appropriation shall have been amended by a supplemental appropriation of the Council.

SECTION 4. Any increase in appropriation in a departmental budget, whether accomplished through a change in anticipated revenues, or through a transfer of appropriation among funds shall require the approval of the City Council. The transfer of appropriations among the various accounts within a departmental budget shall only require the approval of the City Manager pursuant to Section 705 of the City Charter. All funds collected by the City's Art and Cultural Commission or through outside donation(s) for specific purpose(s) shall not be subject to appropriation by the City Council.

SECTION 5. The Finance Director is hereby authorized to transfer monies in accordance with the interfund transfers and advances listed in the budget document in such amounts and at such times during the fiscal year as the Manager may deem necessary for the competent operation and control of City business.

SECTION 6. The appropriation for Capital Improvement and other Special projects shall continue through budget years without need of reappropriation until Notice of Completion is filed for said projects, or appropriations are amended by the City Council.

SECTION 7. The Personnel Director is hereby authorized to establish the appropriate Class Specifications and Salary Ranges, as well as implement any service enhancements related to any position changes, as outlined in the proposed 2011-12 Budget, as amendments to the City-wide Classification and Salary schedule, including but not limited to any associated position allocations, reclassifications, new job specifications and amendments, and authorization to hire.

SECTION 8. That, as required by Article XIII B of the California Constitution, Section 8(e) (2)(B), the "change in cost of living" for the 2011-12 fiscal year shall be the percentage change in the local assessment roll from the preceding year for the jurisdiction due to the addition of local nonresidential new construction.

SECTION 9. That, as required by Article XIII B, Section 8(f) of the California Constitution and Government Code Section 7901(b), the "change in population" for the 2009-10 fiscal year shall be at the percentage change in population within the County of Humboldt, as defined in Government Code Section 7901(b).

SECTION 10. That, as required by Section 7910 and 37200 of the Government Code, the Appropriations Limit of the City of Eureka for the fiscal year beginning July 1, 2011 is \$105,293,092 and the Appropriations Subject to Limitation for that year as set forth in Article XIII B of the California Constitution are \$21,355,700.

RESOLUTION NO. 2011-
Page 3

PASSED, APPROVED AND ADOPTED by the City Council of the City of Eureka in the County of Humboldt, State of California, on the _____ day of _____, 2011 by the following vote:

AYES: COUNCILMEMBERS
NOES: COUNCILMEMBERS
ABSENT: COUNCILMEMBERS
ABSTAIN: COUNCILMEMBERS

Frank Jager, Mayor of the City of Eureka

Attest:

Pamela J. Powell, City Clerk

Approved as to Administration:

Approved as to form:

David W. Tyson, City Manager

William Bragg, Interim City Attorney

、 Attachment Four 、

RESOLUTION NO. 2011-

RESOLUTION OF THE EUREKA REDEVELOPMENT AGENCY ADOPTING THE BUDGET FOR FISCAL YEAR BEGINNING JULY 1, 2011

WHEREAS, the budget for the Eureka Redevelopment Agency for the fiscal year beginning July 1, 2011, as submitted by the Executive Director has been reviewed by the Agency Board;

NOW THEREFORE, BE IT RESOLVED by the Eureka Redevelopment Agency of the City of Eureka as follows:

SECTION 1. That the Eureka Redevelopment Agency Annual Budget, Fiscal Year 2011-12 revised and amended, be, and the same is hereby adopted and appropriated for Fiscal Year beginning July 1, 2011. The Executive Director is directed to republish the same as on file in the City Clerk's office.

SECTION 2. The appropriation set forth in said budget shall be the maximum expenditure authorized for the function, department or activity for which the amount of such appropriation is shown therein. The Agency hereby determines that the planning and administrative expenses included in the Low and Moderate Income Housing Fund annual budget are necessary for the production, improvement, or preservation of low- and moderate-income housing and are not disproportionate to the amounts budgeted for the costs of production, improvement or preservation of that housing.

SECTION 3. No warrant shall be issued or indebtedness incurred which exceeds the unexpended balance of the appropriation hereinabove authorized unless such appropriation shall have been amended by a supplemental appropriation of the Agency Board.

SECTION 4. The Executive Director is hereby authorized to make budgetary revisions within a function, department, or activity if in the Director's opinion such revision is necessary or proper.

SECTION 5. The Finance Director designated as the Agency Finance Officer is hereby authorized to transfer monies in accordance with the interfund transfers listed in the budget document in such amounts and at such times during the fiscal year as the Manager may deem necessary for the competent operation and control of Agency business.

SECTION 6. The appropriation for Capital Improvement and other special projects shall continue through budget years without need of reappropriation until Notice of Completion is filed for said projects, or appropriations are amended by the City Council.

SECTION 7. The Agency Finance Officer is hereby authorized to establish special revenue funds necessary to account for redevelopment projects other than capital projects.

RESOLUTION NO. 2011-
Page 2

PASSED, APPROVED AND ADOPTED by the Eureka Redevelopment Agency Board
in the County of Humboldt, State of California, on the _____ day of _____, 2011 by
the following vote:

AYES: BOARDMEMBERS
NOES: BOARDMEMBERS
ABSENT: BOARDMEMBERS

EUREKA REDEVELOPMENT AGENCY

Chairperson

ATTEST:

Executive Secretary

APPROVED AS TO ADMINISTRATION:

Executive Director

APPROVED AS TO FORM:

Agency General Counsel

Attachment Five

RESOLUTION NO. 2011-

**RESOLUTION OF THE EUREKA PUBLIC FINANCING AUTHORITY ADOPTING
THE BUDGET FOR FISCAL YEAR BEGINNING JULY 1, 2011**

WHEREAS, the budget for the Eureka Public Financing Authority for the fiscal year beginning July 1, 2011, as submitted by the Executive Director has been reviewed by the Authority Board of Directors,

NOW THEREFORE, BE IT RESOLVED by the Eureka Public Financing Authority of the City of Eureka as follows:

SECTION 1. That the Eureka Public Financing Authority Annual Budget, Fiscal Year 2011-12 revised and amended, be, and the same is hereby adopted and appropriated for Fiscal Year beginning July 1, 2011. The Executive Director is directed to republish the same as on file in the City Clerk's office.

SECTION 2. The appropriation set forth in said budget shall be the maximum expenditure authorized for the function, department or activity for which the amount of such appropriation is shown therein.

SECTION 3. No warrant shall be issued or indebtedness incurred which exceeds the unexpended balance of the appropriation hereinabove authorized unless such appropriation shall have been amended by a supplemental appropriation of the Authorizing Board of Directors.

SECTION 4. The Executive Director is hereby authorized to make budgetary revisions within a function, department, or activity if in the Director's opinion such revision is necessary or proper.

SECTION 5. The Finance Director designated as the Authority Treasurer is hereby authorized to transfer monies in accordance with the interfund transfers listed in the budget document in such amounts and at such times during the fiscal year as the Manager may deem necessary for the competent operation and control of Authority business.

SECTION 6. The appropriation for Capital Improvement projects shall continue through budget years without need of reappropriation until Notice of Completion is filed for said projects, or appropriations are amended by the City Council.

,

PASSED, APPROVED AND ADOPTED by the City Council of the City of Eureka in the County of Humboldt, State of California, on the _____ day of _____, 2011 by the following vote:

AYES: BOARDMEMBERS
NOES: BOARDMEMBERS
ABSENT: BOARDMEMBERS

EUREKA PUBLIC FINANCING AUTHORITY

Chairperson

ATTEST:

Secretary

APPROVED AS TO ADMINISTRATION:

APPROVED AS TO FORM:

Authority Director

Agency Attorney

Attachment 6

Fund	Department	Account	Amount	Description
320	46410	3108	400	increase to cover fees FY 201-11
530	44440	3108	526	increase to cover fees FY 201-11
241	41500	5604	65,888	to refund dupl pmt made by CalEMA for 05-06 Storm Damage
242	47000	6122	25,504	increase for additional work to be reimbursed
242	47000	6123	58,239	Squires vs. COE
242	47000	6124	123,454	COE vs. Squires
242	36812	0	(31,788)	Conservatorship pmts
500	44122	1290	500	Engineering Temp salaries
510	44122	1290	11,715	↓
110	44122	1110	23,772	Engineering - reg salaries
500	44122	1110	24,298	↓
510	44122	1110	24,285	↓
510	34318	0	(22,562)	Martin Slough project salaries
510	44430	1290	60,964	Bailey, Cunningham & Gallaway
510	44430	3101	500,000	Davidovitz & Bennett, Brown & Winters
510	36821	0	(500,000)	insurance reimbursement by 4 ins companies
625	41412	3321	75,000	Litigation settlement
110	44124	1110	20,431	Engineering Salaries
500	44124	1110	24,304	↓
510	44124	1110	24,304	↓
530	44124	1110	2,134	↓
110	44124	1304	1,795	Engineering health insurance
510	44430	1110	3,103	Accountant 10%
227	44200	7220	1,755	Thermoplastic for C Street Repair
110	36510	1000	(11,000)	Donations for dog park
110	36500	0	(2,000)	Grant to Traffic Safety Comm for public
110	44125	3100	2,000	service announcements
650	41430	1110	4,743	Increase Admin Ass't 10%
232	44505	1110	2,282	10% Out of Class Project Manager
229	44130	1110	1,522	↓
500	44370	1110	1,902	↓
510	44380	1110	1,902	↓
110	44130	1110	24,224	Stormwater salaries
229	44130	1110	(30,019)	↓
241	47000	7812	24,000	Subcontract to RCAA grant for trail
241	33394	0	(24,000)	construction
110	36815	0	(15,235)	Revenue - property damage rec'd
110	44125	2144	15,235	Signal Equipment purchase
700	41415	3100	9,300	Kern actuarial report; Anderson preparation of fiscal audit
110	42205	7000	4,053	Volunteer radio pagers & batteries
110	45150	2168	2,475	Wood Fiber for Myrtle Grove Cemetary
500	41430	3100	4,700	On-line payment transaction fees
500	41430	3114	500	Outside Printing
500	41430	3220	2,550	Software Maintenance
110	41500	3101	18,360	Security National CEQA litigation
110	36310	1100	(18,360)	SN Reimbursement
110	42201	4390	4,975	Chief Smith retirement dinner
110	36812	0	(4,975)	Revenues collected for dinner

110	44200	1110	8,125	Street Salaries
110	44200	1302	750	↓
229	44200	1304	(4,175)	Streets
229	44200	2139	(4,700)	↓
110	45140	1110	2,000	Zoo salaries
205	46510	4603	53,650	Mycelia Sands loan
239	42126	1110	6,134	Police Parking exp
239	42126	1302	993	↓
239	42126	3147	1,000	↓
239	44200	3157	2,900	Streets Parking exp
277	46310	5110	10,000	Housing RLA Admin
320	49000	9132	1,600,000	Txfr to Debt Service Fund
345	49000	9128	1,600,000	Txfr to Project Fund
650	41400	1110	15,073	City Manager salary increase
650	41400	3501	1,750	City Manager travel
650	41430	3100	7,155	SB 90 claims, Reed Smith, HSA, etc.
650	41500	3825	58,523	Security National project
650	41500	4506	9,000	ETS

SUMMARY

	Budget	Projects	Total
110	76,625	16,693	93,318
205	53,650	-	53,650
224	-	506,438	506,438
226	-	16,051	16,051
227	1,755	(162,897)	(161,142)
229	(37,372)	-	(37,372)
232	2,282	-	2,282
239	11,027	-	11,027
241	65,888	454,998	520,886
242	175,409	-	175,409
277	10,000	-	10,000
320	1,600,400	-	1,600,400
345	1,600,000	-	1,600,000
435	-	456,026	456,026
500	58,754	50,142	108,896
501	-	(3,380)	(3,380)
510	103,716	-	103,716
512	-	565,630	565,630
530	2,660	1,496	4,156
625	75,000	-	75,000
650	96,244	-	96,244
700	9,300	-	9,300
	3,905,338	1,901,197	5,806,535

Attachment 7
Year End Adjustment - Project Analysis for FY 2010-11 Project Budgets

6/30/2011

PJ #	Project	Line Item	Actual Budget	Budget Process	Mid-year Adjustment	Account #	Total By Fund
348 Skate Park		110	2,191	-	2,191	110-47000-7131-PJ 348-110	
404 Dog Park		110	15,909	2,762	13,147	110-47000-7132-PJ 404-110	
449 Main Fire Station PA Replacement		110	-	6,000	(6,000)	110-47000-7813-PJ 449-110	16,893
449 Main Fire Station PA Replacement		110	24,355	17,000	7,355	110-47000-7815-PJ 449-110	
287 Sidewalk Repairs/Construction		224	50,000	50,000	-	224-47000-7241-PJ 287-224	
474 Street Overlay 2009		224	491,428	-	491,428	224-47000-7221-PJ 474-224	
481 Street Overlay 2010		224	329,925	329,925	-	224-47000-7224-PJ 481-224	
483 Center Line Striping		224	15,000	-	15,000	224-47000-7291-PJ 483-224	
485 Myrtle & West Traffic Signal		224	32,958	32,948	10	224-47000-7253-PJ 485-224	506,438
464 Waterfront Drive Extension		226100	250,129	238,056	12,073	226-47000-7211-PJ 464-226100	
473 Safe Routes to School		226	193,978	190,000	3,978	226-47000-7242-PJ 473-226	16,061
452 Harris & Central Traffic Signal		227	-	161,440	(161,440)	227-47000-7241-PJ 452-227	duplicate - delete
452 Harris & Central Traffic Signal		227	143,292	161,440	(18,148)	227-47000-7252-PJ 452-227	
460 Harris at E & F Signal		227	129,369	130,875	(1,506)	227-47000-7251-PJ 460-227	
460 Harris at E & F Signal		227	14,374	15,400	(1,026)	227-47000-7251-PJ 460-T	
461 Campton Ave Guardrail		227	73,573	79,200	(5,627)	227-47000-7291-PJ 461-227	
461 Campton Ave Guardrail		227	8,175	1,800	6,375	227-47000-7291-PJ 461-T	
470 23rd & County Lane Repair		227	142,000	142,000	-	227-47000-7223-PJ 470-227	
473 Safe Routes to School		M	23,686	23,615	71	227-47000-7242-PJ 473-M	
474 Street Overlay 2009		T	17,267	-	17,267	227-47000-7221-PJ 474-T	
481 Street Overlay 2010		Match	67,707	65,414	2,293	227-47000-7224-PJ 481-Match	
481 Street Overlay 2010		T	4,844	6,000	(1,156)	227-47000-7224-PJ 481-T	
490 Harris & S Traffic Signal		227	144,540	160,600	(16,060)	227-47000-7245-PJ 490-227	
490 Harris & S Traffic Signal		Match	16,060	-	16,060	227-47000-7245-PJ 490-Match	
491 EVP Equipment Installation		227	525,690	525,690	-	227-47000-7246-PJ 491-227	
491 EVP Equipment Installation		Match	58,410	58,410	-	227-47000-7246-PJ 491-Match	
492 Harris & Harrison Traffic Signal		227	200,000	200,000	-	227-47000-7247-PJ 492-227	
493 Traffic Signal Upgrade		227	60,000	60,000	-	227-47000-7248-PJ 493-227	(162,897)
486 Palco Marsh Enhancement		EEMP	350,000	350,000	-	230-47000-6212-PJ 486-EEMP	
486 Palco Marsh Enhancement		NAWCA	75,000	75,000	-	230-47000-6212-PJ 486-NAWCA	-

Year End Adjustment - Project Analysis for FY 2010-11 Project Budgets

6/30/2011


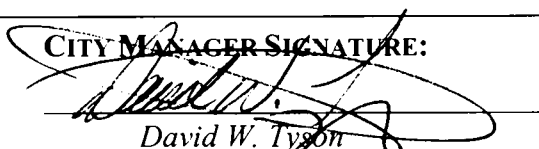
PJ #	Project	Line Item	Actual Budget	Budget Process	Mid-year Adjustment	Account #	Total By Fund
390	Fire Drill Facility	241	-	5,000	(5,000)	241-47000-7811-PJ 390-241	
408	Carson Mill Site Clean - Ph I	241	200,000	200,000	-	241-47000-7816-PJ 408-241	
409	Elk River Trail Study	PG&E	236,000	236,000	-	241-47000-7812-PJ 409-PG&E	
438	Fishermen's Terminal Building	241	1,844,732	1,460,000	384,732	241-47000-7814-PJ 438-241	
486	Palco Marsh Enhancement	Simpson	61,266	61,000	266	241-47000-6212-PJ 486-Simpson	
489	Broadband Planning Grant	241	75,000	-	75,000	241-47000-7819-PJ 489-241	
492	Harris & Harrison Traffic Signal	241	6,200	6,200	-	241-47000-7247-PJ 492-241	454,988
89	Demolition Projects	6121	3,425	3,425	-	242-47000-6121-PJ 89-6121	
89	Demolition Projects	6122	18,000	18,000	-	242-47000-6122-PJ 89-6122	-
N/A	Special Projects	435	-	253,070	(253,070)	435-47000-7810 (balance of bond proceeds)	
348	Skate Park	435	12,955	12,955	-	435-47000-7131-PJ 348 435	
381	C Street Amenities	435	228,382	377,587	(149,205)	435-47000-7812-PJ 381-435	
381	C Street Amenities	Bond	793,504	500,000	293,504	435-47000-7812-PJ 381-Bond	
390	Fire Drill Facility	435	6,822	-	6,822	435-47000-7813-PJ 390-435	
408	Carson Mill Site Clean - Ph I	435	7,520	14,000	(6,480)	435-47000-7816-PJ 408-435	
427	Salt Marsh Mitigation	435	153,000	153,000	-	435-47000-7819-PJ 434-435	
438	Fisherman's Terminal Building	Match	664,455	550,000	114,455	435-47000-7814-PJ 438-Match	
438	Fisherman's Terminal Building	Solar	450,000	-	450,000	435-47000-7814-PJ 438-Solar	458,028
370	High Zone Water System Pump Station	500	401,983	401,983	-	500-47000-7456-PJ 370-500	
391	Corporation Yard Improvements	500	81,311	81,167	144	500-47000-7811-PJ 391-500	
444	Extended Fuel Storage Facility	500	-	5,000	(5,000)	500-47000-7457-PJ 444-500	
445	SCADA Program	500	50,000	50,000	-	500-47000-7523-PJ 445-500	
468	Water Improvements 2009	500	54,998	-	54,998	500-47000-7459-PJ 468-500	
484	Water Improvements 2010	500	500,000	500,000	-	500-47000-7461-PJ 484-500	50,142
370	High Zone Water System Pump Station	501	-	59,002	(59,002)	501-47000-7457-PJ 370-501	
394	Reservoir Maintenance & Security	501	365,280	365,000	280	501-47000-7458-PJ 394-501	
469	Mad River Pipeline	501	55,342	-	55,342	501-47000-7456-PJ 469-501	(3,380)

Year End Adjustment - Project Analysis for FY 2010-11 Project Budgets

6/30/2011

PJ #	Project	Line Item	Actual Budget	Budget Process	Mid-year Adjustment	Account #	Total By Fund
391	Corporation Yard Improvements	512	84,407	84,264	143	512-47000-7813-PJ 391-512	
396	Wastewater Facilities Plan	512	508,881	200,000	308,881	512-47000-7512-PJ 396-512	
409	Elk River Trail Study	512	8,089	9,928	(1,839)	512-47000-7812-PJ 409-512	
445	SCADA Program	512	71,794	43,647	28,147	512-47000-7523-PJ 445-512	
455	Martin Slough - Construction Phase I	7516	2,572,905	2,572,905	-	512-47000-7516-PJ 455-512	Prop 50 grant
455	Martin Slough - Construction Phase I	512455	1,829,000	1,829,000	-	512-47000-7516-PJ 455-512455	EPA grant
463	Martin Slough - Design II	512	228,089	-	228,089	512-47000-7511-PJ 463-512	
475	WW Outfall Stabilization	512	87,267	92,250	(4,983)	512-47000-7525-PJ 475-512	
477	Biosolids Dewatering Phase II	7510	26,577	27,912	(1,335)	512-47000-7519-PJ 477-7510	bond
477	Biosolids Dewatering Phase II	512	60,036	51,509	8,527	512-47000-7519-PJ 477-512	566,630
406	Samoa Beach Monitoring	530	127,429	125,933	1,496	530-47000-7811-PJ 406-530	1,496
311	Golf Course Improvements	550	56,269	56,269	-	550-47000-7121-PJ 311-550	-
479	Marina Center Legal Challenge	110			-	650-41450-3101-PJ 479-110	-
479	Marina Center Legal Challenge	110				650-41500-3825-PJ 479-Ballot	

AGENDA SUMMARY

RE: DISPOSITION AND DEVELOPMENT AGREEMENT WITH PACIFIC AFFILIATES, INC. (AP #003-062-021)	FOR AGENDA DATE: JULY 5, 2011 AGENDA ITEM NO.: 4	
RECOMMENDATION: <ol style="list-style-type: none"> 1. Hold a Public Hearing to receive input on the proposed property sale. 2. Adopt Resolution of the City Council approving a Disposition and Development Agreement with Pacific Affiliates Inc., for the purchase of Assessor's Parcel No# 003-062-021. 3. Authorize execution of a Disposition and Development Agreement with Pacific Affiliates Inc. 		
SUMMARY: <p>On October 6, 2009, the Eureka Redevelopment Agency Board (the "Agency") and Pacific Affiliates, Inc. (the "Developer") entered into an Exclusive Right To Negotiate Agreement (ERTN) to purchase a Agency/City owned vacant +/- 5.09 acre parcel (A.P. # 003-062-021) located at Marina Way and Waterfront Drive. The parcel was transferred to the City by the Agency pursuant to a property conveyance agreement on March 9th, 2011 (the "Conveyance Agreement"). The Conveyance Agreement requires the City to convey the property in accordance with the goals and objectives of the Redevelopment Plan and the provisions of the California Redevelopment Law and upon conveyance to pay to the Agency all proceeds of the sale.</p> <p style="text-align: right;"><i>Continued page 2</i></p>		
FISCAL IMPACT: AGENCY REVENUE FROM LAND SALE: \$252,000		
DEPARTMENT HEAD SIGNATURE:  Cindy Trobitz-Thomas Redevelopment Director	CITY MANAGER SIGNATURE:  David W. Tyson City Manager	
REVIEWED BY: Assistant City Manager Community Development Finance	DATE: <u>6-30-11</u> <u>6-30-11</u> <u>✓</u>	INITIALS: <u>mk/sh</u> <u>UDS</u> <u>pr/sh</u>
Council Action:		
Ordinance No. _____	Resolution No. _____	

AGENDA SUMMARY

**RE: DISPOSITION AND DEVELOPMENT
AGREEMENT WITH PACIFIC
AFFILIATES, INC. (AP #003-062-021)**

FOR AGENDA DATE: JULY 5, 2011
AGENDA ITEM No.:
Page 2

SUMMARY (continued):

History

In 2007, the Redevelopment Agency Board directed staff to prepare a Request for Proposals for the purchase and development of the +/-5.09 Agency owned coastal dependent industrial parcel in the Dock B area (APN 003-062-021). RFP's were sent to prospective developers and ads placed in the Times Standard. After a complex review process, including two RFP solicitations, the Council/Board directed the RAB to review the two proposals that were presented (David L. Schneider, and DB Properties, LLC). After review and discussion the RAB unanimously recommended DB Properties LLC's proposal to construct a boat building manufacturing facility on the site.

DB Properties and their development team had completed many of the project submissions required by their ERTN and it was extended until late 2008 when, due to a change in the facility plans of their proposed tenant, the ERTN was terminated.

Once the DB Properties ERTN was terminated, David L. Schneider contacted the Agency with an offer to construct a project similar to what he was proposing in 2007. At that time, his proposal included a facility where boats and fishing gear could be stored. The Agency Board approved an ERTN with Mr. Schneider to explore the feasibility of this use.

Since that time, Mr. Schneider has evaluated and determined the best use of this property would be a cargo storage facility, which is a principally permitted use within the Coastal Dependent Industrial zone district. The storage facility will utilize the entire property, and since the property is located within the Coastal Zone, Mr. Schneider applied for and the City Council granted a Coastal Development Permit for a cargo storage facility.

According to David Schneider..."Schneider dock and Intermodal has for the past several years been attempting to acquire additional land to support the use of our deep shipping dock and coastal dependent industrial park. Current users of our facility have been hampered in expanding due to our limited land base. We have attempted to keep the area around the dock open for cargo storage and laydown but are finding that our present area is only big enough to accommodate one average size shipload..."

"...Although small in size (5 acres) the site has the capabilities of storing or composing one average size barge load of cargo. That equates to approximately 300 containers or 5 million board feet of logs, or 8 million board feet of lumber or assorted equipment such as the type that can be transported on a 600 foot cargo ship or some combination of any of these items.

AGENDA SUMMARY

**RE: DISPOSITION AND DEVELOPMENT
AGREEMENT WITH PACIFIC
AFFILIATES, INC. (AP #003-062-021)**

**FOR AGENDA DATE: JULY 5, 2011
AGENDA ITEM NO.:
*Page 3***

SUMMARY (continued):

CALIFORNIA REDEVELOPMENT LAW REQUIREMENTS

California Redevelopment Law requires a summary (referred to as a Section 33433 Report and is attached as Exhibit A of the terms of the proposed land sale and must specify the:

- (1) cost of the agreement to the agency;
- (2) estimated value of the interest to be conveyed determined at the highest uses permitted under the plan;
- (3) estimated value of the interest to be conveyed determined at the use and with the conditions, covenants, and development costs required by the sale, and the purchase price; and
- (4) provide an explanation of why the sale or lease of the property will assist in the elimination of blight.

When the Agency conveyed the property to the City, the City agreed to comply with the requirements of California Redevelopment Law with respect to its conveyance of the property. There fore the City has prepared the required reports.

The following information addresses these requirements:

Cost to the Agency:

The cost to the Agency of the DDA and the Development may be considered in two parts, as follows:

a. Cost to Date:

1. In 1999, the Agency acquired the property from the City for \$337,000 which reflects the appraised value at that time. Property was purchased using tax increment revenue.
2. To date the following has been expended: Appraisal \$1,500.

b. Future Cost:

No future costs are anticipated.

AGENDA SUMMARY

**RE: DISPOSITION AND DEVELOPMENT
AGREEMENT WITH PACIFIC
AFFILIATES, INC. (AP #003-062-021)**

FOR AGENDA DATE: JULY 5, 2011

AGENDA ITEM No.:

Page 4

Land Value:

Under the Redevelopment Law, a redevelopment agency must sell property for either fair market value as determined in accordance with the highest and best use or the reuse value of the property taking into account the uses, covenants and conditions and development costs required by the sale of the property.

Pacific Affiliates, Inc. is proposing to purchase the property for the fair market value. The fair market value of the property, in accordance with the highest and best use permitted under the redevelopment plan, has been determined to be \$252,000. This figure was determined by an appraisal conducted on 5/6/11 by Brooks Appraisal Service.

Elimination of Blight and Other Public Improvements:

California Redevelopment Law requires that the sale of property assist with blight remediation and elimination.

The proposed project will comply with this requirement because it is expected to do the following:

- a. Improve the Project Area with improvements that promote the economic development of nearby parcels, stimulating the physical revitalization of such parcels.
- b. Stimulate physical revitalization in the Project Area by stimulating economic activity in the Project Area through assisting business expansion which will result in retail purchasing by employees (Pacific Affiliates estimates eight new employment positions).
- c. Due to the Coastal Dependent Industrial Zoning (MC) requirement, the Property has been vacant for over 23 years. This condition has made it difficult to locate a business whose activities are permitted under this zoning designation. The DDA will cause the Property to be developed and contribute to the economic stability of the Project Area.
- d. The purchase and redevelopment of the Property will retain an existing business in the Project Area that provides an essential service to the surrounding businesses dependent on water transport/shipping and will stimulate additional businesses to locate in the Project Area.

DISPOSITION AND DEVELOPMENT AGREEMENT TERMS AND CONDITIONS:

The Disposition and Development Agreement (the "DDA") outlines the negotiated terms and conditions of the proposed sale and development of the property between the City and Pacific Affiliates, Inc. The major terms and conditions are as follows:

AGENDA SUMMARY

**RE: DISPOSITION AND DEVELOPMENT
AGREEMENT WITH PACIFIC
AFFILIATES, INC. (AP #003-062-021)**

FOR AGENDA DATE: JULY 5, 2011
AGENDA ITEM NO.:
Page 5

SUMMARY (continued):

DEVELOPER RESPONSIBILITIES

- a. The Developer will provide all pre-development services necessary to prepare the Property for development,
- b. Prior to the transfer of the Property to the Developer, the Developer will submit for approval construction plans and specifications.
- c. The Developer will construct the Development in accordance with the plans to be submitted and approved by the City of Eureka.
- d. The Developer will purchase the Property from the City for the fair market price of Two Hundred Fifty-Two Thousand Dollars (\$252,000)

/CITY RESPONSIBILITIES

- a. The City will sell the Property, to the Developer for Two Hundred Fifty-Two Thousand Dollars (\$252,000).
- b. In the event the City determines it no longer has use of the Dock "B" access road, the City and the Developer agree to take in a diligent and expeditious manner, all of the measures necessary to release all of their interest in the Dock "B" Access Road described as Parcels "V" and "W". Developer has the option to purchase Parcel "W" at said time for fair market value.

BENEFITS TO THE CITY/AGENCY

The construction of the Development will have a positive impact on the City and Agency. The following benefits are expected to be realized:

- (1) **Job Creation/Retention**— The purchase and redevelopment of the Property will retain an existing business in the Project Area that provides an essential service to the surrounding businesses dependent on water transport/shipping and will stimulate additional businesses to locate in the Project Area.

AGENDA SUMMARY

**RE: DISPOSITION AND DEVELOPMENT
AGREEMENT WITH PACIFIC
AFFILIATES, INC. (AP #003-062-021)**

FOR AGENDA DATE: MAY 17, 2011

AGENDA ITEM NO.:

Page 6

SUMMARY (continued):

- (2) **Economic**-- Due to the Coastal Dependent Industrial Zoning (MC) requirement, the Property has been vacant for over 23 years. This condition has made it difficult to locate a business whose activities are permitted under this zoning designation. The Property will be developed and contribute to the economic stability of the Project Area

RECOMMENDATION:

The Developer has complied with the Terms and Conditions of the ERTN and has agreed to the following terms of the sale and the other obligations set forth in the DDA:

Purchase Price: \$252,000

STAFF RECOMMENDS THE FOLLOWING:

1. Hold a Public Hearing to receive input on the proposed property sale.
2. Adopt Resolution City Council approving a Disposition and Development Agreement with Pacific Affiliates Inc., for the purchase of Assessor's Parcel No# 003-062-021.
3. Authorize execution of a Disposition and Development Agreement with Pacific Affiliates, Inc.

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EUREKA;
MAKING CERTAIN FINDINGS REQUIRED BY THE HEALTH AND SAFETY CODE
SECTION 33433 WITH RESPECT TO CONSIDERATION TO BE
RECEIVED FOR THE SALE OF PROPERTY, APPROVING THE SALE OF CERTAIN
REAL PROPERTY IN THE EUREKA TOMORROW PROJECT AREA,
APPROVING THE DISPOSITION AND DEVELOPMENT AGREEMENT
PERTAINING THERETO, AND AUTHORIZING THE EXECUTION OF SAID
DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE CITY
AND PACIFIC AFFILIATES, INC.**

WHEREAS, the City Council of the City of Eureka (the "City") on December 4, 1973 adopted the Eureka Tomorrow Redevelopment Plan (the "Redevelopment Plan"); and

WHEREAS, the Eureka Redevelopment Agency (the "Agency") is engaged in activities necessary to execute and implement the Redevelopment Plan; and

WHEREAS, The City owns a parcel of real property within the Project Area (the "Property") that was transferred to the City by the Agency pursuant to a property conveyance agreement requiring the City to convey the property in accordance with the goals and objectives of the Redevelopment Plan and the provisions of the California Redevelopment Law; and

WHEREAS, in order to implement the Redevelopment Plan, the City proposes to sell the Property in the Project Area, pursuant to the terms and provisions of a Disposition and Development Agreement (the "Agreement") and which Property is described in the attached Exhibit "A" and incorporated herein by reference; and

WHEREAS, Pacific Affiliates, Inc. (the "Developer") desires to develop on the Property, cargo storage area and related on-site and off-site improvements (collectively, the "Improvements"); and

WHEREAS, the Developer has agreed to pay fair market value for the Property as determined by an appraisal and based on the highest and best use of the Property for uses in accordance with the Redevelopment Plan and the covenants and conditions of said Agreement; and

WHEREAS, the Developer possess the qualifications and financial resources necessary to insure the development of the Property in accordance with the purposes and objectives of the Redevelopment Plan; and

WHEREAS, pursuant to the provisions of the California Community Redevelopment Law (the "Law"), the City and the Agency have held a joint public hearing on the proposed sale of the Property and the proposed Agreement after publication of notice required by State law; and

WHEREAS, a summary has been prepared and considered by the City Council to substantiate the findings required by Health and Safety Code Section 33433 of the Law (the "Summary"-- a copy of which is attached to this Resolution as Exhibit "A"), and made in this Resolution; and

WHEREAS, the City has duly considered all terms and conditions of the proposed sale and believes that the redevelopment of the Property pursuant to the proposed sale and pursuant to the proposed Agreement is in the best interests of the City and the health, safety, morals, and welfare of its residents, and in accord with the public purposes and provisions of applicable state and local law and requirements; and

WHEREAS, on April 19, 2011 the City Council of the City of Eureka approved a Coastal Development Permit (CDP-10-0003) for a cargo storage facility on the Property and found the cargo storage facility and the issuance of the CDP to be exempt from CEQA pursuant to Section 15301 of the CEQA Guidelines; and

NOW THEREFORE, based on information presented to the City Council and the Agency Board, including the information provided in the Summary, and in compliance with the requirements of Section 33433 of the Law, the City Council hereby resolves as follows:

1. All of the above recitals are true and correct, and the City has based the findings and actions set forth in this Resolution, in part, on such recitals.
2. The attached Exhibit A is incorporated in this Resolution by this reference.
3. The City finds that the consideration payable for the Property is not less than the fair market value of the Property in accordance with the best and highest use under the Redevelopment Plan, and that the transaction contemplated by the Agreement will assist in elimination of blight, and is consistent with the Agency's Implementation Plan.
4. The City Council approves the Agreement and authorizes the City Manager to sign the Agreement and related documents in substantially the form before the City Council, with such minor revisions as the City Manager may deem necessary and appropriate, and to perform all acts and sign all documents necessary to implement the Agreement pursuant to its terms and facilitate the development of the Improvements.
5. This Resolution shall take immediate effect from and after its passage and approval.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Eureka in the County of Humboldt, State of California, on the 5th day of July, 2011 by the following vote:

AYES:	COUNCILMEMBERS
NOES:	COUNCILMEMBERS
ABSENT:	COUNCILMEMBERS
ABSTAIN:	COUNCILMEMBERS

Frank J. Jäger, Mayor of the City of Eureka

Attest:

Pamela J. Powell, City Clerk

Approved as to Administration:

Approved as to form:

David W. Tyson, City Manager

William R. Bragg, Interim City Attorney

EXHIBIT A

SUMMARY OF PROPOSED DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE CITY OF EUREKA AND PACIFIC AFFILIATES, INC. (Prepared pursuant to Health and Safety Code Section 33433)

I. BACKGROUND AND PURPOSE

On July 5, 2011, a joint public hearing of the City Council and Redevelopment Agency will be held regarding the approval of a Disposition and Development Agreement (the "DDA") between the City of Eureka (the "CITY") and Pacific Affiliates, Inc. (the "DEVELOPER"). The Eureka Redevelopment Agency ("AGENCY") and DEVELOPER executed an Exclusive Right To Negotiate Agreement on October 6, 2009 to negotiate the terms and conditions of an agreement for the purchase of +/- 5.09 acres by the DEVELOPER of the AGENCY owned land, located within the Eureka Tomorrow Project Area located at Marina Way at Waterfront Drive (Assessor Parcel No. 003-062-021) as more particularly described in Attachment No. 1 to this report (the "PROPERTY"). The DDA provides the negotiated terms and conditions of the sale of the Property and construction of improvements. The DEVELOPER will own the Property and the new improvements to be constructed on the Property. The Agency transferred the Property to the City pursuant to a conveyance agreement whereby the City agreed to comply with the goals and objectives of the redevelopment plan with regards to the sale and development of the Property.

This Summary has been prepared and made available to the public in accordance with the requirements of Health and Safety Code Section 33433, which requires provision of the following information:

(1) the cost of the DDA to the AGENCY, including land acquisition costs, clearance costs, relocation costs, the costs of any improvements to be provided by the AGENCY, and the cost of the expected interest on any loans or bonds to finance the AGREEMENT. Please refer to Section VI of this Summary for information on AGENCY costs of the DDA.

(2) the estimated value of the property to be conveyed to the DEVELOPER pursuant to the terms of the DDA, determined under the highest and best uses permitted under the Redevelopment Plan for the Eureka Tomorrow Redevelopment Project Area, adopted by City Council Ordinance No. 224-C.S., dated December 4, 1973 (the "REDEVELOPMENT PLAN"). Please refer to Section VII of this Summary for information concerning the highest and best use value of the PROPERTY.

(3) an explanation of why the sale and redevelopment of the PROPERTY pursuant to the DDA will assist in the elimination of blight, with reference to all supporting facts and materials relied upon in making this explanation. Please refer to Section V of this Summary for information regarding the manner in which the sale and redevelopment of this PROPERTY will eliminate blight, as well as a description of other public benefits that will be achieved through execution and implementation of the DDA.

In addition to the statutorily required information, this Summary also provides as background information a description of the development to be undertaken pursuant to the DDA and an outline of the DEVELOPER and the CITY responsibilities under the DDA (Sections III and IV respectively).

II DESCRIPTION OF PROJECT

A. The CITY will sell the PROPERTY to the DEVELOPER to develop on the Property a cargo storage facility (collectively, the "Improvements").

The DEVELOPER intends to develop the PROPERTY in accordance with the REDEVELOPMENT PLAN and the DEVELOPMENT as discussed more fully in the DDA.

III DEVELOPER RESPONSIBILITIES

a. The DEVELOPER will provide all pre-development services necessary to prepare the PROPERTY for development,

b. Prior to the transfer of the PROPERTY to the DEVELOPER, the DEVELOPER will submit for approval construction plans and specifications.

c. The DEVELOPER will construct the Development in accordance with the plans to be submitted and approved by the CITY OF EUREKA.

d. The DEVELOPER will purchase the PROPERTY from the CITY for the fair market price of Two Hundred Fifty-Two Thousand Dollars (\$252,000)

IV CITY RESPONSIBILITIES

a. The CITY will sell the PROPERTY, to the DEVELOPER for Two Hundred Fifty-Two Thousand Dollars (\$252,000).

b. In the event the CITY determines it no longer has use of the Dock "B" access road, the CITY and the DEVELOPER agree to take in a diligent and expeditious manner, all of the measures necessary to release all of their interest in the Dock "B" Access Road described as Parcels "V" and "W". Developer has the option to purchase Parcel "W" at said time for fair market value.

V ELIMINATION OF BLIGHT AND OTHER PUBLIC BENEFITS

The purchase and redevelopment of the PROPERTY pursuant to the DDA will assist in the elimination of one or more blighting conditions and provide other public benefits inside the Project Area because it will do the following:

a. Improve the PROJECT AREA with improvements that promote the economic development of nearby parcels, stimulating the physical revitalization of such parcels.

b. Stimulate physical revitalization in the PROJECT AREA by stimulating economic activity in the PROJECT AREA through assisting business expansion which will result in retail purchasing by employees (Pacific Affiliates estimates eight new employment positions).

c. Due to the Coastal Dependent Industrial Zoning (MC) requirement, the PROPERTY has been vacant for over 23 years. This condition has made it difficult to locate a business whose activities are permitted under this zoning designation. The DDA will cause the PROPERTY to be developed and contribute to the economic stability of the PROJECT AREA.

d. The purchase and redevelopment of the PROPERTY will retain an existing business in the PROJECT AREA that provides an essential service to the surrounding businesses dependent on water transport/shipping and will stimulate additional businesses to locate in the PROJECT AREA.

e. The transaction contemplated by the Agreement will assist in the elimination of blight; and is consistent with the Agency's Implementation Plan.

VI ESTIMATED PUBLIC COSTS

The cost of the DDA and the DEVELOPMENT may be considered in two parts, as follows:

Cost to the Agency:

a. Cost to Date:

1. In 1999, the Agency acquired the property from the City for \$337,000 which reflects the appraised value at that time. Property was purchased using tax increment revenue. The Agency conveyed the Property to the City with the agreement that the City would transfer to the Agency all consideration received by the City for the sale of the Property.
2. To date the following has been expended: Appraisal \$1,500.

b. Future Cost:

No future costs are anticipated.

VII ESTIMATED VALUE OF PROPERTY AT HIGHEST AND BEST USE

The estimated fair market value of the PROPERTY has been determined at the highest and best use permitted under the REDEVELOPMENT PLAN to be \$252,000 for 5.09 acres. This figure was determined by an appraisal conducted on 5/6/11 by Brooks Appraisal Service. The Appraisal is incorporated into this Report by this reference. A copy of the appraisal is available at the Agency.

Attachment No. 1

Property Description

Assessor's Parcel No. 003-062-021

All that real property situated in the City of Eureka, County of Humboldt, State of California, located in the Southeast One-Quarter of Section 21, Township 5 North, Range 1 West, Humboldt Base and Meridian, described as:

The Northeasterly portion of Parcel 3 of Parcel Map No. 551 recorded February 28, 1975 in Book 5 of Parcel Maps, Page 17, Humboldt County Records, the Southwesterly end being defined by a line running parallel to the Northeasterly Line of said Parcel 3 and terminating at the Northwesterly and Southeasterly Lines of said Parcel 3, said portion being more particularly described as follows:

BEGINNING at the most Southerly corner of Parcel 2 of said Parcel Map No. 551;

1. Thence, North 50°12' 53" West along the Southwesterly line of said Parcel 2, 438.01 feet (438.02 feet) to the most Westerly corner thereof;
2. Thence, South 46°10' 40" West along the Northwesterly line of Parcel 3 of said Parcel Map No. 551, 411.48 feet to an angle point thereon;
3. Thence, continuing along the Northwesterly line of said Parcel 3, North 45°43' 23" West, 87.82 feet to the Northeasterly terminus of course No. 17 of said Parcel Map No. 551;
4. Thence, South 32°32' 03" West along said course No. 17, 45.27 feet (45.28 feet);
5. Thence, South 50°12' 53" East, parallel to the Southwesterly line of Parcel 2 of said Parcel Map No. 551, 604.59 feet more or less to the Southeasterly line of Parcel 3 of said Parcel Map No. 551, being a point on a curve, concave Southeasterly, through which a radial line bears North 57° 23' 59" West (record North 57° 24' 00" West);
6. Thence, Northeasterly along the Southeasterly line of said Parcel 3, along a curve to the right, having a radius of 5,822.60 feet, through a central angle of 4°24' 57" (record 4°24' 58"), a distance of 448.76 feet (record 448.78) to the Point of Beginning.

The basis of bearings herein is North 79°14' 00" East between City of Eureka Monuments 68 and 67 on Fourth Street as shown on said Parcel Map No. 551. Rotate bearings herein 1°49' 50" clockwise to obtain grid bearings as shown on said Parcel Map. Multiply distances herein by 0.9998934 to obtain grid distances as shown on said Parcel Map.

Attachment No. 1

Easements Over

Assessor's Parcel No. 003-062-021

① EASEMENT

RESERVING unto the Grantor, its successors and assigns

That portion of Parcel 3 of Parcel Map No. 551, recorded February 28, 1975 in Book 5 of Parcel Maps, Page 17, Humboldt County Records, more particularly described as:

A 60.00 foot wide non-exclusive easement for ingress, egress, public utility purposes and all purposes incidental thereto, lying 30.00 feet on each side of the following described centerline;

BEGINNING at the most Easterly corner of Parcel 3 of said Parcel Map No. 551; THENCE, Southwesterly along the Southeasterly line of said Parcel 3 on a curve, concave Southeasterly, a radial line through said Easterly corner bears South 52°59' 02" East, through a central angle of 4°24' 57" (record 4°24' 58"), having a radius of 5,822.60 feet and a length of 448.76 feet (record 448.78 feet) to a point through which a radial line bears South 57°23' 59" East (record South 57°24' 00" East) said point being hereinafter referred to as **Point "A"**; THENCE, Northeasterly along the same Southeasterly line of Parcel 3 described above and on the same curve, concave Southeasterly, through a central angle of 00°47' 14", having a length of 80.00 feet to a point through which a radial line bears South 56°36' 45" East, said point being the True Point of Beginning, and a point on the centerline of said 60.00 foot wide easement, which is a non-tangent curve, concave Southerly, having a radius of 100.00 feet, a radial line through said point bears South 33°23' 14" West;

1. Thence, along said curve, through a central angle of 52°17' 27", having a length of 91.27 feet to a point of reverse curvature, a radial line through said point bears South 18°54' 13" East;
2. Thence, along a curve, concave Northerly, through a central angle of 58°41' 20", having a radius of 100.00 feet and a length of 102.43 feet;
3. Thence, North 50°12' 53" West, 255.10 feet;
4. Thence, along a tangent curve, concave Northeasterly, through a central angle of 97°19' 48", having a radius of 115.00 feet and a length of 195.35 feet.

EXCEPTING therefrom that portion lying Northwesterly of the Northwesterly line of Parcel 3 of said Parcel Map No. 551.

Also EXCEPTING therefrom that portion lying Southwesterly of a line that bears North 50°12' 53" West from **Point "A"** described above.

Attachment No. 1

Easements Over

Assessor's Parcel No. 003-062-021

② PUBLIC UTILITY EASEMENT

RESERVING unto the Grantor, its successors and assigns:

That portion of Parcel 3 of Parcel Map No. 551, recorded February 28, 1975 in Book 5 of Parcel Maps, Page 17, Humboldt County Records, more particularly described as:

A 10.00 foot wide non-exclusive easement for public utilities and all purposes incidental thereto, lying Northwesterly of and coincident with the following described line:

BEGINNING at the most Easterly corner of Parcel 3 of said Parcel map No. 551; THENCE, Southwesterly along the Southeasterly line of said Parcel 3 on a curve, concave Southeasterly, a radial line through said Easterly corner bears South 52° 59' 02" East, through a central angle of 4° 24' 57" (record 4° 24' 58"), having a radius of 5,822.60 feet and a length of 448.76 feet (record 448.78 feet) to a point through which a radial line bears South 57° 23' 59" East (record South 57° 24' 00" East).

③ PUBLIC UTILITY EASEMENT

RESERVING unto the Grantor, its successors and assigns:

That portion of Parcel 3 of Parcel Map No. 551, recorded February 28, 1975 in Book 5 of Parcel Maps, Page 17, Humboldt County Records, more particularly described as:

A 10.00 foot wide non-exclusive easement for public utilities and all purposes incidental thereto, lying Southwesterly of and coincident with the following described line:

BEGINNING at the most Easterly corner of Parcel 3 of said Parcel map No. 551; THENCE, North 50° 12' 53" West along the Southwesterly line of Parcel 2 of said Parcel Map No. 551, 438.01 feet (438.02 feet) to the most Westerly corner of said Parcel 2.

Parcel 3, 5 PM 17

Boundaries and Features:

- Top Boundary:** N32°32'03"E 111.99', 66.72', 45.27', 141.71', 545°43'23"E 87.82', 50.00', 14.35', 47.42', N13°01'31"E 196.53'. Includes curve data: $\Delta = 46^\circ 56' 30"$, $R = 145.00'$, $L = 118.80'$.
- Right Boundary:** N46°10'40"E 711.48', 300.00', N50°12'53"W 438.01', 435.51', 1438.027'. Includes curve data: $\Delta = 2^\circ 46' 09"$, $R = 5822.60'$, $L = 281.40'$.
- Bottom Boundary:** N09°57'49"W (R) 91.27', 533°23'14"W (R) 60' RW ESMT., 2°22'14" 822.60' 40.90', 2°22'13" 5822.60' 240.88', 49°44'57" 130.00' 112.88', 32°51'44" 00.00' 7.35', 272.95'. Includes curve data: $\Delta = 25^\circ 49' 36"$, $R = 100.00'$, $L = 45.08'$; $\Delta = 52^\circ 17' 27"$, $R = 100.00'$, $L = 91.27'$; $\Delta = 4^\circ 24' 58"$, $R = 5822.60'$, $L = 448.78'$; $\Delta = 4^\circ 24' 57"$, $R = 5822.60'$, $L = 448.76'$.
- Left Boundary:** N0°38'47"E 99.00', 255.10', 550°12'53"E 255.10', 550°12'53"E 604.58' 604.597', 460°26'(MON.-TO-MON.-), 412.84', 255.10', 30', 30', 30', 30', 30', 69.97', 2°22'14" 822.60' 40.90'.

Adjacent Areas:

- Parcel 1:** N0°38'47"E 99.00', 255.10', 550°12'53"E 255.10'.
- Parcel 2:** N50°12'53"W 438.01', 435.51', 1438.027'.
- Parcel 4:** Waterfront (Parcel 4 per 5 PM 17).

Other Notes:

- SET MONUMENT AT TOP OF BANK
- SEE DETAIL
- ③ 10' Wide PUE
- FOUND 5/8" REBAR WITH 1 1/2" ALUMINUM CAP STAMPED LS 35 PER 5 PM 17 AT FENCE CORNER
- TIE: N67°07'04"E 1697.91'
- WATERFRONT DRIVE

$$\begin{array}{r} \Delta = 2^{\circ}46'09'' \\ R = 5822.60' \\ L = 281.40' \end{array} \quad \begin{array}{r} 539' \\ 16.8 \end{array}$$

WATERFRONT
(PARCEL 4 PER 5 PM 17)

#6

MINUTES OF
EUREKA CITY COUNCIL
EUREKA REDEVELOPMENT AGENCY

June 7, 2011

The City Council/Redevelopment Agency of the City of Eureka met in REGULAR Session on the above date, 5:00 P.M. Closed Session, 6:00 P.M. Open Session, at the Eureka City Hall, Council Chambers, 531 "K" Street, Eureka.

PRESIDING: MAYOR JÄGER

PRESENT: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN

ABSENT: NONE

MINUTES PREPARED BY:

COUNCIL APPROVAL ACKNOWLEDGED:

PAMELA J. POWELL
City Clerk

FRANK J. JÄGER
Mayor

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Public comment prior to closed session

ACTION:

No one expressed an interest in addressing the Council at this time.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Closed session

ACTION:

Council met in closed session to discuss the following matters:

Conference with labor negotiators
Agency designated representatives. Gary M. Bird for City of Eureka
Employee organization: Eureka Firefighters' Local #652 (EFL) and Eureka Fire
Officers Local (EFOL).

Conference with legal counsel – existing litigation
City v. Floyd Squires (Humboldt Co. Superior Court No. CV090191)

Conference with legal counsel – existing litigation
City v. Floyd Squires (Humboldt Co. Superior Court No. DR1000894)

Conference with legal counsel – existing litigation
Squires vs. City et al. (Humboldt Co. Superior Court No. DR100894)

Conference with legal counsel – existing litigation
City vs. Squires (Humboldt Co. Superior Court No. DR110040/A131441)

Upon reconvening to Open Session, it was announced that there were no final actions to report.

Agenda Item Closed Session

MINUTE ORDER, June 7, 2011
ITEM: Closed Session
PAGE: 2

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item Closed Session

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Mayor's announcements

ACTION:

Mayor JÄGER presented a proclamation for United States Army Week, June 11-17, 2011

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item M/A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Council reports / City-related travel report

ACTION:

Councilmember Atkins congratulated Lost Coast Brewery on being named one of the top 20 breweries in the nation.

Councilmember Newman provided an update that the fiber optic line for secondary high speed broadband into Humboldt County was beginning construction June 1, 2011. Councilmember Newman also announced that he would like to bring a speaker to Council regarding "Rail Banking" at a future meeting.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item C/R

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Public comment period

ACTION:

The following individuals addressed the council at this time:

Heidi Benzonelli, Eureka Redwood Coast Energy Authority announce the availability of rebates of up to \$4,000 for energy efficiency upgrade and 3% loans to achieve the upgrades. On Monday, June 13, 2011, a workshop will be held to inform local contractor on how to become a qualified program contractor.

Lorene Dunaway, Eureka was at the last meeting and has concerns over the process as several citizen spoke in favor of keeping the recycling contract with Arcata Recycling and Council voted to pursue an MOU with Willits Recycling.

Dennis Scott, Eureka reported on EPD activity over the last two weeks.

Daniel Brenner, former employee of State of California Parks, would like local participation to help State Parks keep the local areal parks open.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item 1

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Council meeting minutes.

ACTION:

Council approved the regular Council/Agency meeting minutes of May 3, 2011 and special Council/Agency of April 28, 2011 and May 5, 2011 as submitted.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. City Clerk

Agenda Item 2

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Elk River Wastewater Treatment Plant Bio-Solids Project bid No. 2011-08

ACTION:

Council accepted the Elk River WWTP Bio-Solids Project; and authorized the filing of a "Notice of Completion" at the office of the County Recorder.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Engineering

Agenda Item 3

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: CalEMA Reimbursement

ACTION:

Council adopted Resolution No. 2011-31 of the City Council designating specific staff to act as the "Applicant Agent" representing the City of Eureka for purposes of CalEMA reimbursement and cost recovery following disaster events.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Fire

Agenda Item 4

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Removal of 2-hour Parking Time

ACTION:

Council adopted Resolution No. 2011-29 of the City Council removing the 2-hour parking restriction on "E", "F", and "G" Streets between 7th and 8th Streets, and on 8th Street between "F" and "H" streets.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Engineering

Agenda Item 5

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: All Way Stop Sign at 2nd & "C" Street

ACTION:

Council adopted Resolution No. 2011-30 of the City Council adding Section 22.160.1 to Resolution 5408 to all placement of All-Way Stop signs on "C" Street at Second Street.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Engineering

Agenda Item 6

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: CalPERS Contract Amendment

ACTION:

Council adopt Resolution No. 2011-32

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Personnel

Agenda Item 7

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: PALCO Marsh Enhancement Project Phase 1A Grant Funding

ACTION:

Council accepted and appropriated \$350,000 in Environmental Enhancement and Mitigation Program (EEMP grant funds for PALCO Marsh Enhancement Project Phase 1A; and accepted and appropriated \$75,000 in North American Wetlands Conservation Act (NAWCA) Grant funds for PALCO Marsh Enhancement Project Phase 1A.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Community Development

Agenda Item 8

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Old Carson Mill Site Remediation Project – Bid No. 2011-10

ACTION:

Council declared Northcoast Environmental Construction, Inc., the low bidder on the Old Carson Mill site Remediation Project; and awarded Bid No. 2011-10 to Northcoast Environmental construction, Inc., for the amount of \$100,735.00 and approved \$120,000 for the cleanup contract, which includes a contingency of approximately 20%; and authorized staff to execute a professional services agreement with SHN Consulting Engineers & Geologists for services during construction for a total not-to-exceed amount of \$25,000; and authorized payment of project related laboratory analytical fees to North Coast Laboratories for a total non-to-exceed amount of \$15,000.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Wastewater Facilities Plan – Phase 3

ACTION:

Council authorized the transfer of \$245,000 of wastewater funds currently assigned to the Wastewater Facilities Plan Phase 2 project in the Phase 3 project, and authorized staff to execute a new contract with Brown and Caldwell Consulting Engineers for Phase 3 of the Wastewater Facilities Plan in an amount not to exceed \$245,000.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Engineering

Agenda Item 10

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Purchase of Replacement Wastewater Treatment Plan Blower

ACTION:

Council approved the purchase of the Lamson Model 518 Multistage Centrifugal Air Blower in the amount of \$27,969.86.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Public Works

Agenda Item 11

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Purchase one (1) 2012 Ford Escape 4WD

ACTION:

Public Works Director Bruce Young and Police Chief Garr Nielsen provided a report. No one from the public addressed the council regarding this subject matter.

Council approved the purchase of a 2012 Ford Escape on the condition that this vehicle replace an existing vehicle within the Police Department fleet; and awarded the bid to the lowest responsive bidder, Harper Motors in the amount of \$27,378.65.

Adopted on motion by Councilmember Ciarabellini, seconded by Councilmember Newman, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Public Works

Agenda Item 12

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Centerline Striping 2011 Bid No. 2011-16

ACTION:

Council declared Sierra Traffic Marking Inc., the low bidder for the Centerline Striping 2011 Project; and awarded Bid No. 2011-16 to Sierra Traffic Markings Inc. for the amount of \$9,823.50 and approved \$15,000 for construction.

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Engineering

Agenda Item 13

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Mayor's Appointments to Boards and Commissions

ACTION:

Council approved the Mayor's appointments to the Housing Adviosry Board and Transportation Safety Commission as follows:

Housing Advisory Board	Appointed Jim Snow	Expiration Date of Jan 1, 2015
Transportation Safety Commission	Appointed Brad Albee	Expiration Date of Jan 1, 2013

Adopted on motion by Councilmember Madsen, seconded by Councilmember Atkins, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Mayor

Agenda Item 14

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: 2011/12 Budget

ACTION:

City Manager, David Tyson provided a report. No one from the public addressed the council regarding this subject matter.

Council received a report on the 2011/12 Fiscal Year Budget; and established a Budget Study Session date of June 16, 2011 to receive a detailed overview of the 2011/12 Budget document.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Finance

Agenda Item 15

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Sequoia Park Zoo Prop 84 Nature Education Facilities Grant "Watershed Heroes"

ACTION:

Public Works Director Bruce Young provided a report. No one from the public addressed the council regarding this subject matter.

Council accepted "Watershed Heroes" exhibit from Sequoia Park Zoo Foundation upon completion.

Adopted on motion by Councilmember Brady, seconded by Councilmember Madsen, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Public Works

Agenda Item 16

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Earthquake Damage Repair

ACTION:

Public Works provided a report. No one from the public addressed the council regarding this subject matter.

Council appropriated funds for Earthquake Damage Repairs in the amount of \$1,040,574 with expected 82.5% coverage from the California Emergency Management Agency.

Adopted on motion by Councilmember Atkins, seconded by Councilmember Ciarabellini, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. Public Works

Agenda Item 17

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Fee Waiver Request – North Coast Big Brothers, Big Sisters

ACTION:

City Manager, David Tyson provided a report. The following individuals addressed the council regarding this subject matter:

Chirstine Mille, Event Coordinator for Big Brothers, Big Sisters

Rita Rodriquez Cooper, Big Brothers, Big Sisters

Councilmember Atkins moved with Brady seconding that the 50% fee reduction be implemented on a one-time basis for the North Coast Big Brother, Big Sister's fundraiser. Councilmember Atkins withdrew her motion with the concurrence of Councilmember Brady. Council tabled this matter until the next meeting to allow staff to research the additional information.

Adopted on motion by Councilmember Atkins, seconded by Councilmember Brady, and the following vote:

AYES: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. City Manager

Agenda Item 18

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: City Manager/Executive Director's reports

ACTION:

City Manager Tyson provided information regarding the following:

- Eureka Fire Department Report by Bill Gillespie, Interim Chief
- The City issued 16 Million in Wastewater Revenue Bonds

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept. City Manager

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 7, 2011.

SUBJECT: Adjournment

ACTION:

Without objection, the meeting was adjourned at 7:47 P.M.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on June 8, 2011.

PAMELA J. POWELL
CITY CLERK

MINUTES OF
EUREKA CITY COUNCIL
EUREKA REDEVELOPMENT AGENCY

June 16, 2011

The City Council/Redevelopment Agency of the City of Eureka met in SPECIAL Session on the above date, 9:00 A.M. Open Session, at the Fire Safety Classroom, 3030 "L" Street, Eureka.

PRESIDING: MAYOR PRO TEM MADSEN

PRESENT: BRADY, ATKINS, NEWMAN, CIARABELLINI

ABSENT: JÄGER

MINUTES PREPARED BY:

COUNCIL APPROVAL ACKNOWLEDGED:

Pamela J. Powell
City Clerk

Frank J. Jäger
Mayor

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 16, 2011

SUBJECT: Strategic Visioning

ACTION:

Council met with staff in a facilitated workshop format to present goals to department heads for their feedback.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the City of Eureka on June 27,
2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item N/A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 16, 2011

SUBJECT: Public Comment

ACTION:

No one from the Public addressed the Council.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the City of Eureka on June 27,
2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 16, 2011.

SUBJECT: ADJOURNMENT

ACTION:

Without objection, the meeting was adjourned at 10:12 A.M.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, Interim City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the City of Eureka on June 27,
2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item

MINUTES OF
EUREKA CITY COUNCIL
EUREKA REDEVELOPMENT AGENCY

June 16, 2011

The City Council/Redevelopment Agency of the City of Eureka met in SPECIAL Session on the above date, 6:00 P.M. Open Session, at Eureka City Hall, Council Chambers, 531 "K" Street, Eureka.

PRESIDING: MAYOR JÄGER,

PRESENT: BRADY, ATKINS, NEWMAN, CIARABELLINI, MADSEN

ABSENT:

MINUTES PREPARED BY:

COUNCIL APPROVAL ACKNOWLEDGED:

Pamela J. Powell
City Clerk

Frank J. Jäger
Mayor

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 16, 2011

SUBJECT: 2011/12 Budget Study Session

ACTION:

City Manager, David Tyson provided a report on the 2011/12 Budget and Public Works Director, Bruce Young presented information regarding the Public Works Divisions.

Council received the information; no action taken.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the City of Eureka on June 27,
2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item N/A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 16, 2011

SUBJECT: Public Comment

ACTION:

No one from the public addressed the Council.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the City of Eureka on June 27,
2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of June 16, 2011.

SUBJECT: ADJOURNMENT

ACTION:

Without objection, the meeting was adjourned at 8:23 P.M.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, PAMELA J. POWELL, Interim City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the City of Eureka on June 27,
2011.

PAMELA J. POWELL
CITY CLERK

Originating Dept.

Agenda Item

AGENDA SUMMARY**RE: ACORN, WILLIAM****FOR AGENDA DATE: JULY 5, 2011****AGENDA ITEM NO.:**

7

RECOMMENDATION:

Reject the claim for damages.

SUMMARY:

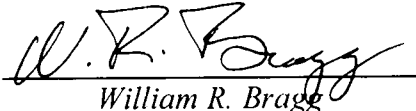
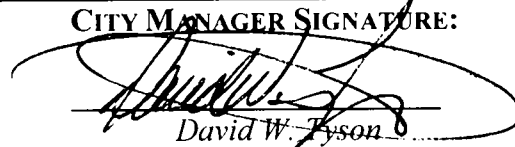
Tort claim in which claimant alleges vehicle damage due to collision with HTA transit bus.

PROCEDURE:

The proposed rejection of a claim is one step in what is typically a multi-step process, as provided for by the City Municipal Code, and the City tort claims and review process. Unless the claim is patently due and payable to the claimant, all claims are

*Continued page 2***FISCAL IMPACT:**

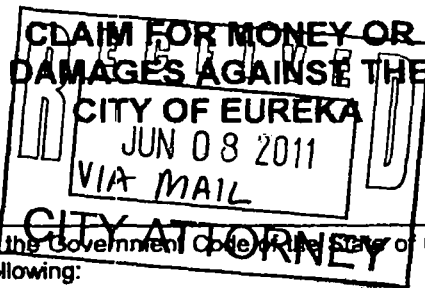
Claimant seeks \$8,346.69.

DEPARTMENT HEAD SIGNATURE:

 William R. Bragg
 City Attorney
CITY MANAGER SIGNATURE:

 David W. Tyson
 City Manager
REVIEWED BY:
 Risk Manager
 Public Works
DATE:
 6/24/11
 6/24/11
INITIALS:
 PJP
 BAY
Council Action:

Ordinance No. _____

Resolution No. _____

File with:
City of Eureka
531 "K" Street
Eureka, CA 95501



RESERVE FOR FILING STAMP

CLAIM NO. _____

A claim must be presented, as prescribed by the Government Code of the State of California, by the claimant or a person acting on his/her behalf and shall show the following:

If additional space is needed to provide your information, please attach sheets, identifying the paragraph(s) being answered.

1. Name and Post Office address of the Claimant:

Name of Claimant: STATE FARM MUTUAL INS. CO. 2810 WILLIAM & LORI ACORN

Post Office Address: P.O. Box 2371 BLOOMINGTON IL 61702

2. Post Office address to which the person presenting the claim desires notices to be sent:

Name of Addressee: SAME AS ABOVE

Telephone: _____

Post Office Address: _____

3. The date, place and other circumstances of the occurrence or transaction which gave rise to the claim asserted.

Date of Occurrence: 3/15/11

Time of Occurrence: 7:20 Am

Location: B STREET

Circumstances giving rise to this claim: INSURED WAS TRAVELING SOUTH BOUND ON H ST. INSURED HAD JUST LEFT TRAFFIC LIGHT AND CROSSED THE INTERSECTION. INSURED SAW THE CLAIMANT ON THE LEFT. CLAIMANT DID NOT SEE MR. INSURED AND KEPT COMING. THEY COLLIDED

4. General description of the indebtedness, obligation, injury, damage or loss incurred so far as it may be known at the time of the presentation of the claim.

FRONT CAR HOOD, LEFT HEAD LIGHT

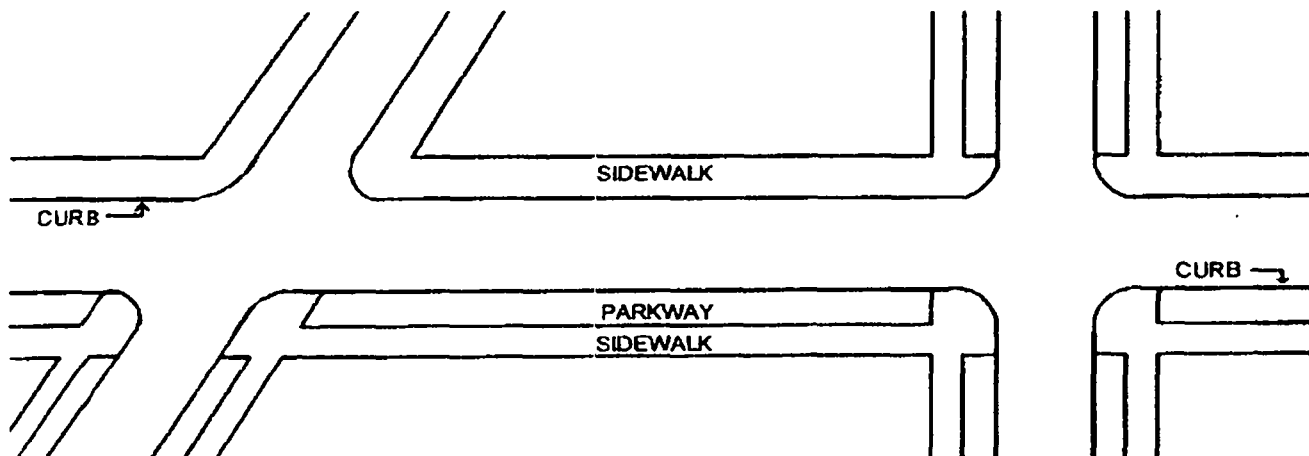
5. The name or names of the public employee or employees causing the injury, damage, or loss, if known.

DYRCK HUGHES

For all accident claims, place on following diagram name of streets, including North, East, South, and West; indicate place of accident by "X" and by showing house numbers or distances to street corners. If /Agency Vehicle was involved, designate by letter "A" location of /Agency Vehicle when you first saw it, and by "B" location of yourself or your vehicle when you first saw

/Agency Vehicle; location of /Agency vehicle at time of accident by "A-1" and location of yourself or your vehicle at the time of the accident by "B-1" and the point of impact by "X."

NOTE: If diagrams below do not fit the situation, attach hereto a proper diagram signed by claimant.



Warning: Presentation of a false claim with the intent to defraud is a felony (Penal Code §72). Pursuant to CCP §1038, the /Agency may seek to recover all costs of defense in the event an action is filed which is later determined not to have been brought in good faith and with reasonable cause.

Signature: _____

at/o William + Lori Acorn

Date: _____

6/1/11

City Of Eureka
Page 2
June 1, 2011

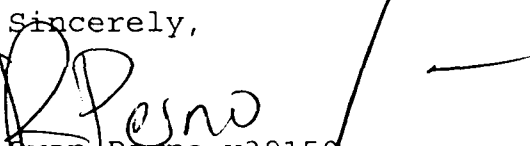
Farm Mutual Automobile Insurance Company for this loss is
\$8,346.69.

Please remit payment of this claim, or contact us to discuss
settlement. Include our claim number on the payment. Thank you
for your cooperation.

If you have any questions, please call (877) 457-8276 and any
member of Team #60 may assist you.

In order to assist you in evaluating and processing the
subrogation claim we are asserting, we may provide nonpublic
personal information about our customer. We are sharing this
information to effect, administer, or enforce a transaction
authorized by the consumer. However, you are neither authorized
nor permitted to: (1) use the customer information we provided
for any purpose other than to evaluate and process the
subrogation claim, or (2) disclose or share the customer
information we provide for any purpose other than to evaluate and
process the subrogation claim.

Sincerely,


Ryan Perno x39150
Claim Representative
(877) 457-8276, Team 60

State Farm Mutual Automobile Insurance Company
Enclosure(s)



RBZ00032
date: 06-01-11
time: 10:41 AM

route to: Karr, Scott

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY

VEHICLE DAMAGE REPORT

claim number
05-B414-636

date of loss
03-25-11

```
*****  
* Estimate Vehicle Info *  
*  
* Vehicle Owner: ACORN, WILLIAM *  
* Vehicle Description: 91 CHEVROLET CORVETTE 2D Cpe Blk *  
*  
*****
```

Date: 3/31/2011 02:28 PM
 Estimate ID: 05-B414-63601
 Estimate Version: 0
 Committed
 Profile ID: Arcata PCP

8	003540	BDY	REMOVE/REPLACE	Hood Panel	12512903	GM PART	2,089.87	8.0	#
9	AUTO	REF	REFINISH	Hood Outside				C 4.5	
10	AUTO	REF	REFINISH	Add For Hood Underside				C 2.0	
11	003630	BDY	REMOVE/REPLACE	Hood Emblem	10198699	GM PART	62.34	INC	
12	003880	BDY	REMOVE/REPLACE	L Hood Hinge	12523083	GM PART	d104.61	0.3	#
13	005190	BDY	REMOVE/INSTALL	Cooling Radiator	Existing			2.7	#r
14				For Frame repairs					
15	006080	MCH	REMOVE/INSTALL	Air Cond Condenser	-M Existing			2.0	#r
16	AUTO	MCH	REMOVE/REPLACE	Evacuate & Recharge A/C	-M			1.4	
17	007890	BDY	REMOVE/REPLACE	R Upr Fender Wheelhouse Panel	10231874	GM PART	125.39	0.4	
18	007960	BDY	REMOVE/REPLACE	R Frt Lwr Fender Wheelhouse Panel	10275626	GM PART	138.42	0.6	#
19	007970	BDY	REMOVE/REPLACE	L Frt Lwr Fender Wheelhouse Panel	10275625	GM PART	138.42	0.6	#
20	024640	REF	REFINISH	R Frt Door Outside				C 1.9	
21	024950	BDY	REPAIR	R Frt Door Shell	Existing			2.6	*#
22	025210	BDY	REMOVE/INSTALL	R Frt Door Moulding				0.3	
23	000056	BDY	REMOVE/INSTALL	R Frt Door Mirror				1.0	
24	000060	BDY	REMOVE/INSTALL	R Frt Door Trim Panel				INC	
25	000066	BDY	REMOVE/INSTALL	R Frt Otr Door Handle				1.4	#
26	026890	BDY	REMOVE/INSTALL	R Frt Door Seal	Existing			0.3	*
27	936012		ADD'L COST	HAZARDOUS WASTE DISPOSAL					
28	AUTO	REF	ADD'L OPR	Clear Coat				3.1	
29	900500	BDY*	ADD'L LABOR OP	FLEX / ADHESION PROMOTER	New		4.50	* INC	*
30	900500	BDY*	ADD'L LABOR OP	PINCH WELD CLAMP MARKS	Existing			0.5	*
31	900500	BDY*	ADD'L LABOR OP	PAINT OVERSPRAY COVER	New		7.00	* INC	*
32	AUTO		ADD'L COST	Paint/Materials			483.20	*	

* - Judgement Item
 # - Labor Note Applies
 d - Discontinued by the Manufacturer
 C - Included in Clear Coat Calc
 r - CEG R&R Time Used For This Labor Operation

Date: 3/31/2011 02:28 PM
Estimate ID: 05-8414-63601
Estimate Version: 0
Committed
Profile ID: Arcata PCP

Insurance Co: State Farm Insurance

Inspection Site: Andre's
Address: 4751 WEST END RD
ANDRE'S CUSTOM'S AND RODS
ARCATA, CA 95521
+TE00 -
Inspection Date: 3/30/2011

Body Shop: Andre's Customs
Address: 3600 West End Rd
Arcata, CA 95521
Telephone: (707) 822-7900

For your protection, California law requires the following to appear on this form.

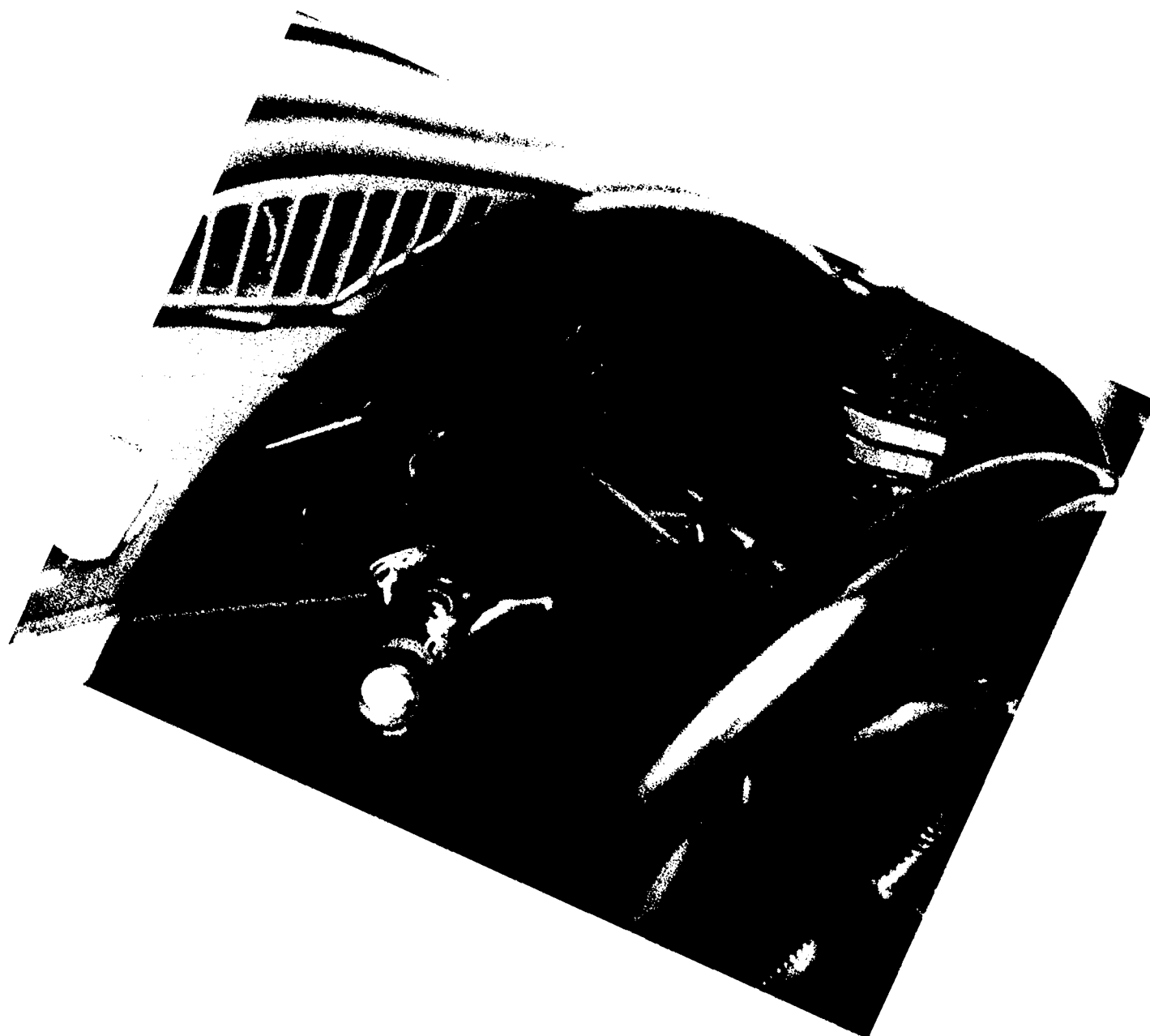
"Any person who knowingly presents a false or fraudulent claim for the payment of a loss is guilty of a crime and may be subject to fines and confinement in state prison "

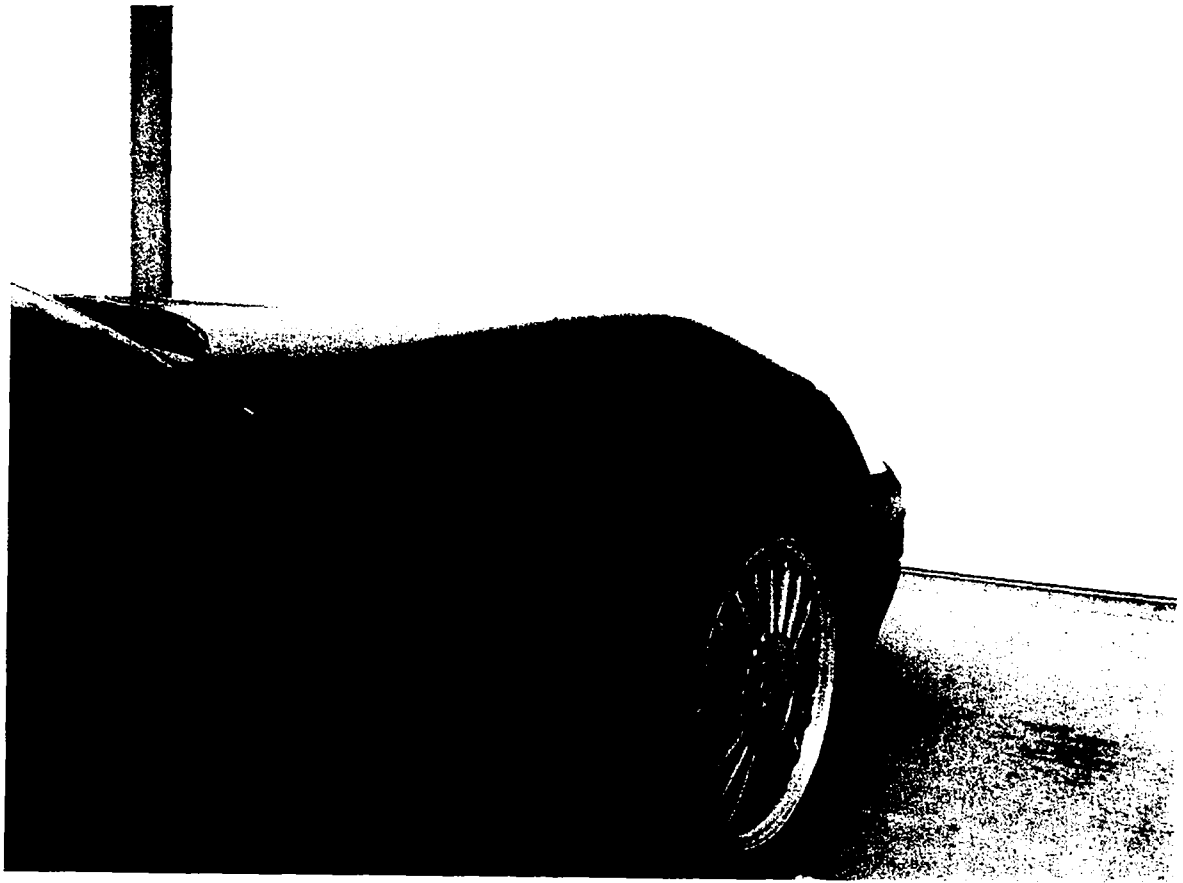
This is an estimate. Repair facilities must inspect the vehicle to determine if any repairs not listed are required, and to contact State Farm before making such repairs. Repairer also is responsible for conducting any necessary inspection and safety checks prior to and after completing repairs.

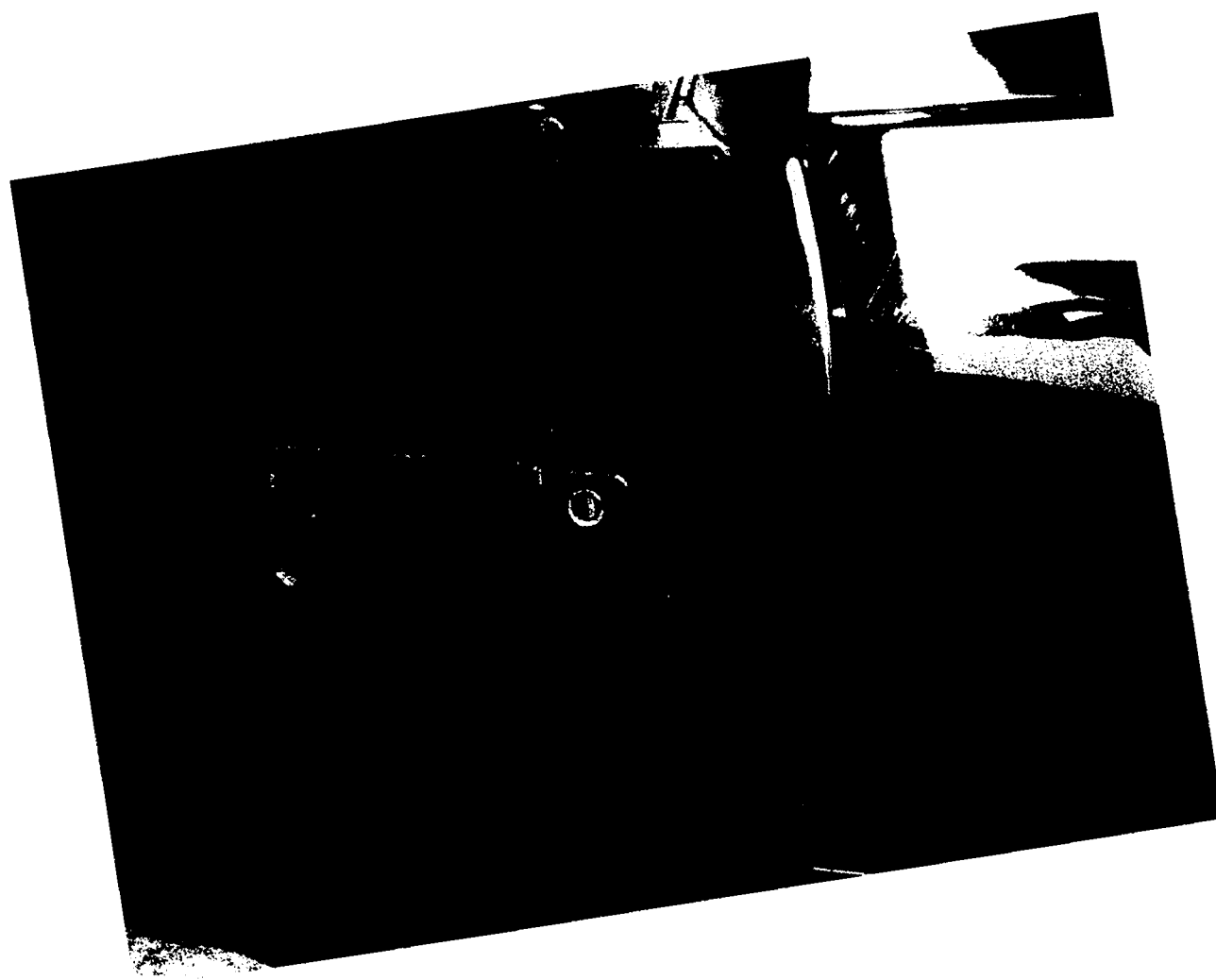






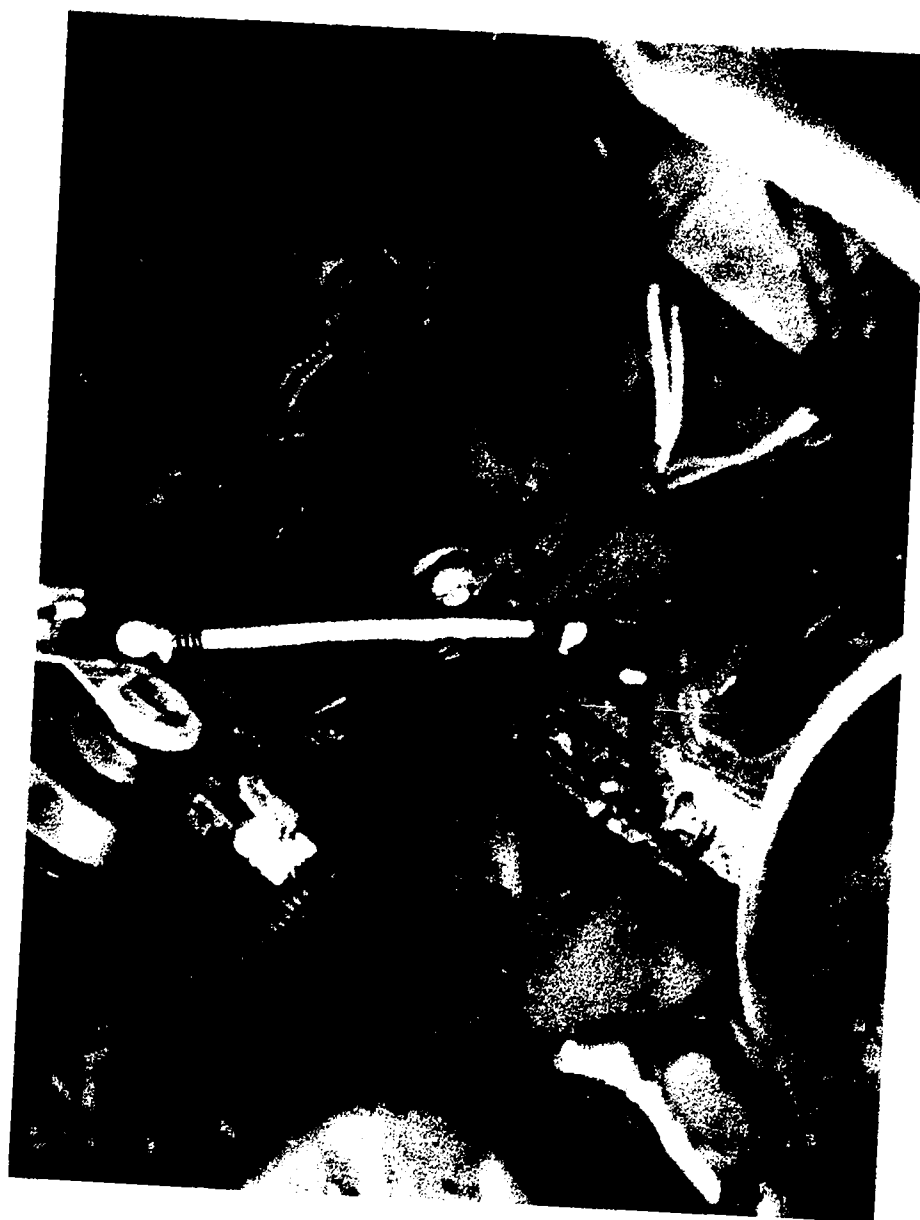


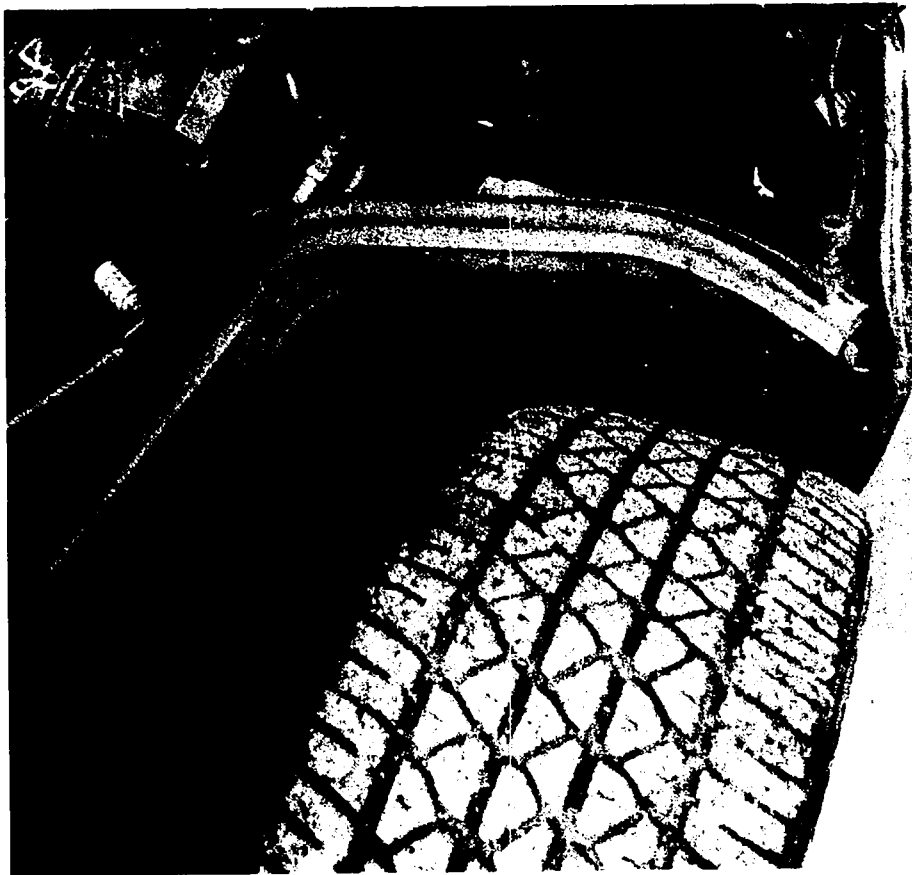


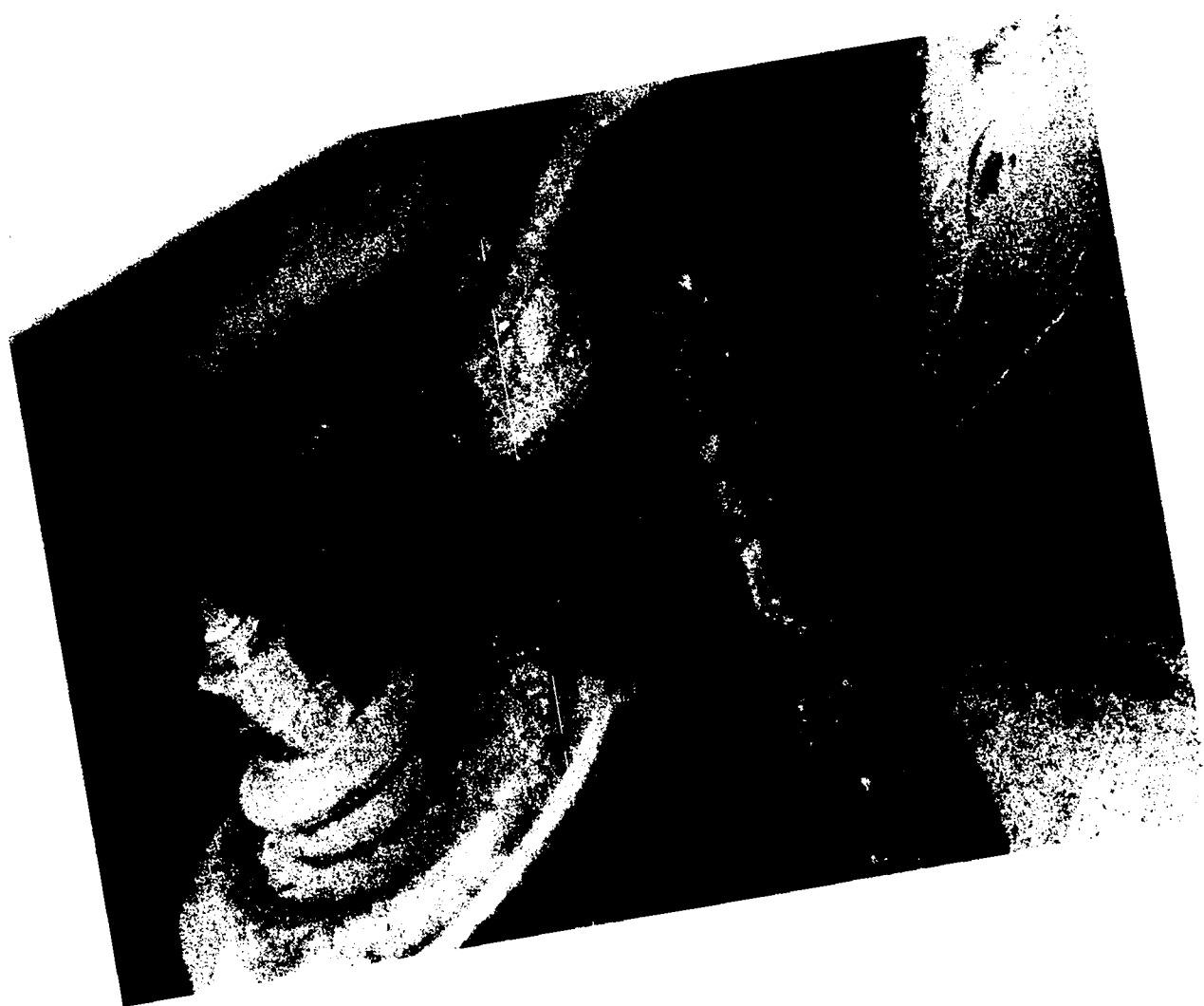


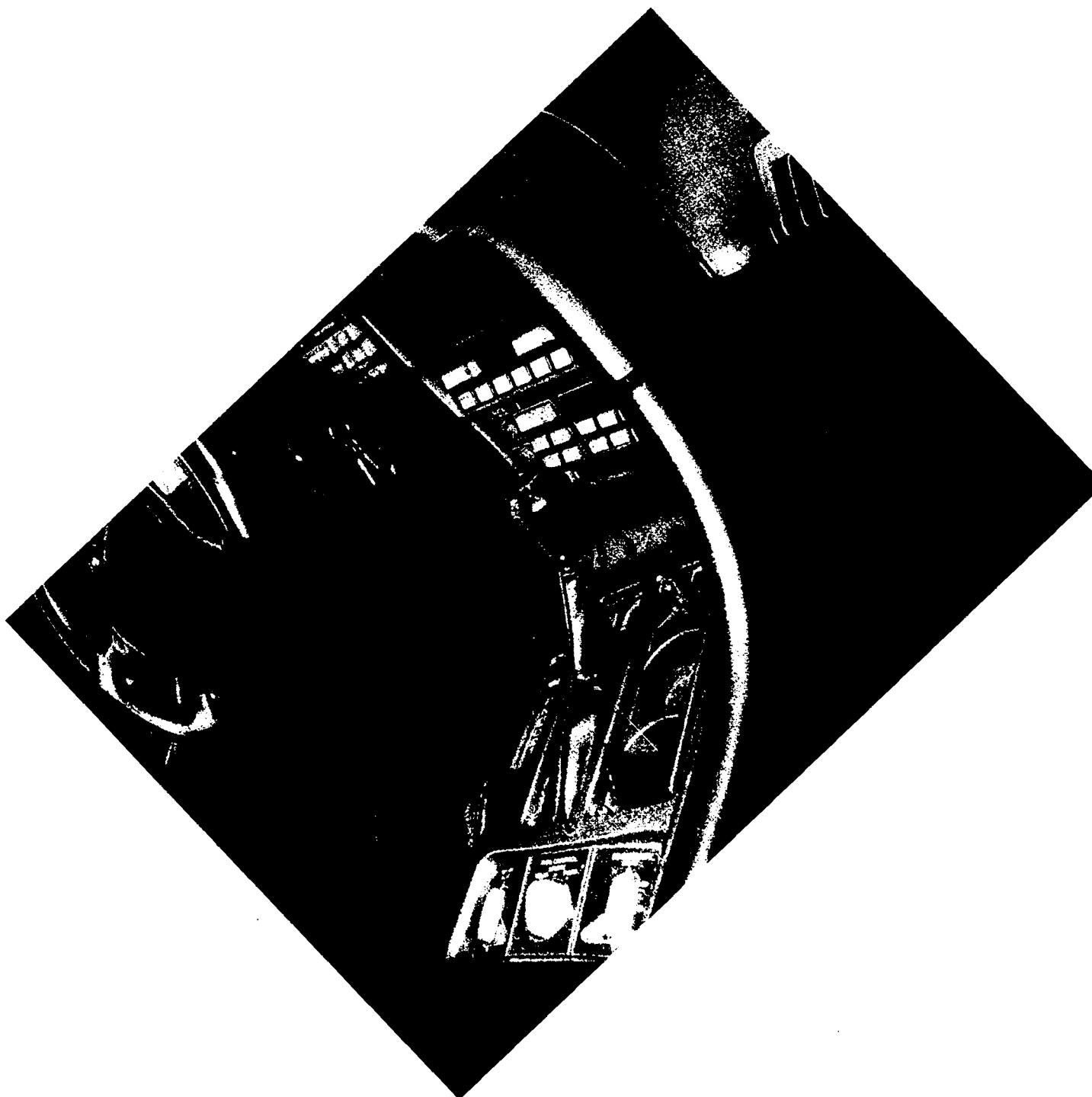












ACARinc.
4751 West End Road
Arcata, CA 95521
707-822-7900

April 6, 2011

Bill Acorn

707-822-6449

707-496-5944

1991 Chevrolet Corvette
VIN# 1G1YYZ385M5118166

Claim#

Date	Item / Work Done	Time	Amount
	Storage from 3-29-11 to 4-7-11 \$35 a day inside / \$25 a day outside 9 days total		315.00
	TOTAL LABOR	0.00	315.00
Amount	Parts & Materials		Cost
	TOTAL MATERIALS		0.00
	MATERIALS		0.00
	Tax		0.00
	TOTAL MATERIALS		0.00
	SHIPPINGSUBLET		0.00
	TOTAL LABOR		315.00
	SUB TOTAL		315.00
	Paid 4/7/11		-315.00
	TOTAL DUE		0.00



<IAAI TOW 8357124#21029945 TOWDOCB>
Stock#:8867693 Shop Receipt

File with:
City of Eureka
531 "K" Street
Eureka, CA 95501

**CLAIM FOR MONEY OR
DAMAGES AGAINST THE
CITY OF EUREKA**

RESERVE FOR FILING STAMP

CLAIM NO. _____

A claim must be presented, as prescribed by the Government Code of the State of California, by the claimant or a person acting on his/her behalf and shall show the following:

If additional space is needed to provide your information, please attach sheets, identifying the paragraph(s) being answered.

1. Name and Post Office address of the Claimant:

Name of Claimant: _____

Post Office Address: _____

2. Post Office address to which the person presenting the claim desires notices to be sent:

Name of Addressee: _____

Telephone: _____

Post Office Address: _____

3. The date, place and other circumstances of the occurrence or transaction which gave rise to the claim asserted.

Date of Occurrence: _____

Time of Occurrence: _____

Location: _____

Circumstances giving rise to this claim: _____

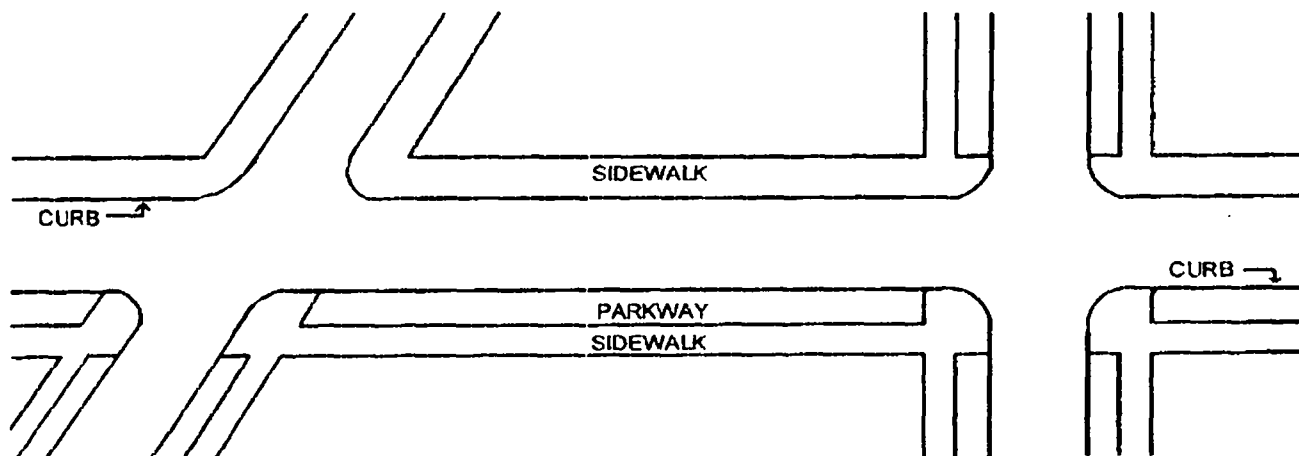
4. General description of the indebtedness, obligation, injury, damage or loss incurred so far as it may be known at the time of the presentation of the claim.

5. The name or names of the public employee or employees causing the injury, damage, or loss, if known.

For all accident claims, place on following diagram name of streets, including North, East, South, and West; indicate place of accident by "X" and by showing house numbers or distances to street corners. If /Agency Vehicle was involved, designate by letter "A" location of /Agency Vehicle when you first saw it, and by "B" location of yourself or your vehicle when you first saw

/Agency Vehicle; location of /Agency vehicle at time of accident by "A-1" and location of yourself or your vehicle at the time of the accident by "B-1" and the point of impact by "X."

NOTE: If diagrams below do not fit the situation, attach hereto a proper diagram signed by claimant.



Warning: Presentation of a false claim with the intent to defraud is a felony (Penal Code §72). Pursuant to CCP §1038, the /Agency may seek to recover all costs of defense in the event an action is filed which is later determined not to have been brought in good faith and with reasonable cause.

Signature: _____

Date: _____

!-----
SETTLEMENT TOTAL TO REGISTERED OWNER: \$ 93

PREVIOUS REGISTRATION FEES
FOR THE PERIOD FROM 09/20/2010 TO 09/20/2011

Registration Fee \$ 34
CHP Fee \$ 22
Vehicle License Fee with 67.5% Reduction \$ 28
Air Quality \$ 6
SAFE \$ 1
Auto Theft/DUI \$ 1
Abandoned Vehicle Abatement \$ 1
Fingerprint Fee \$ 1

!-----
TOTAL FEES PAID BY REGISTERED OWNER: \$ 94

LICENSE REFUND -----

Vehicle License Fee with 67.5% Reduction \$ 28
Vehicle License Fee with 67.5% Reduction Used (7 mo.) \$ -16
DMV Administration Fee \$ -18

!-----
REFUND: \$ 0
=====

!-----
TOTAL REFUND TO INSURANCE COMPANY: NONE

* Fee Calculations include all changes as of 03/01/2011

End of DMV/LINK Printout ----- v.3 -----

Sheet Metal ~~~ Above Avg
Paint ~~~ Avg
Trim ~~~ Avg

MECHANICAL:

Engine ~~~ Above Avg
Transmission ~~~ Avg

Prior Damage: N
Prior Damage Estimate
Written: N
Prior Damage Estimate
Amount: \$0.00

Overall Condition: Avg

Inspected By: Mark Casteel

~~~~~  
EQUIPMENT / ACCESSORIES

GENERAL

A/C-Heat - Air Conditioning  
Cruise Control  
Steering Wheel - Tilt Steering Wheel  
Seats - Leather Seats  
Glass - Rear Window Defroster

POWER

Seats - Power Drivers Seat  
Seats - Power Passenger Seat  
Power Door Locks  
Glass - Power Windows

ELECTRONIC

Audio/Visual - Cassette  
Audio/Visual Compact Disc Player

DRIVE TRAIN

Drivetrain - Power Steering

WHEEL/SUSPENSION

Brakes - Anti-Lock Brakes  
Tires/Wheels/Suspension - Alloy Wheels

SAFETY

Air Bags - Air Bag Restraint  
~~~~~

Base Value:	\$7,241.82
Loss Vehicle Adjustments	
Condition Adjustment:	\$2,143.22
Prior Damage Adjustment:	\$0.00
After Market Parts Adjustment:	\$0.00
Refurbishment Adjustment:	\$0.00
Market Value:	\$9,385.04
Settlement Adjustments	
(9.000 %) Tax:	\$844.65
Settlement Value:	\$10,229.69

Regional Market Valuation: 1991 Chevrolet Corvette

Loss Vehicle	Regional Market Avera
1991 Chevrolet	1991 CHEVROLET
Corvette	CORVETTE
CA 955214859	
	\$9,971.40

Equipment			Adjustments
ALUM/ALLOY WHEELS	P	P	\$0.00
POWER DRIVER SEAT	P	P	\$0.00
LEATHER SEAT	P	N/P	\$99.87
AUTO AIR CONDITION	P	N/P	\$320.21
POWER WINDOW	P	P	\$0.00
POWER LOCK	P	P	\$0.00
CD PLAYER	P	N/P	\$66.31
CRUISE CONTROL	P	P	\$0.00
ANTI-LOCK BRAKE SYS	P	P	\$0.00
POWER PASSENGER SEAT	P	P	\$0.00
TILT STEERING COLUMN	P	P	\$0.00
POWER STEERING	P	P	\$0.00
REAR WINDOW	P	P	\$0.00
DEFOGGER			
DRIVER SIDE AIRBAG	P	P	\$0.00
SUNROOF (POWER)	N/P	P	-\$113.97
Vehicle Type		N/P	\$0.00
Mileage	188,206 miles		-\$3,102.00
Price			\$9,971.40
Total Adjustments			-\$2,729.58
Adjusted Value			\$7,241.82

Loss Vehicle Adjustments: 1991 Chevrolet Corvette

Condition Adjustment	Base Value:	\$7,241.82
Overall Condition: 3.37 Good		\$2,143.22
Typical Vehicle Condition 2.05 Fair		
Score:		
INTERIOR		
HEADLINER 3 Good		

1991 CHEVROLET
CORVETTE BASE
68,400 miles
MEDIUM BROWN
98103
\$9,995.00
AVAILABLE

\$0.00
- \$3,317.35

Regional #3
1991 CHEVROLET
CORVETTE BASE
117,503 miles
MEDIUM RED
98037
\$7,999.00
AVAILABLE

\$0.00
-\$1,707.05

Contact: 503-750-5885
Listing Date: 02/12/2011
ZIP: 97223
Price: \$11,999.00 LIST PRICE

Seller KVL AUTO SALES
AddName: 13965 SW 72ND AVE TIGARD, OR 97223
Equipment:

ALUM/ALLOY WHEELS
ANTI-LOCK BRAKE SYS.
CASSETTE PLAYER
CRUISE CONTROL
DRIVER SIDE AIRBAG
LEATHER SEAT
MANUAL AIR CONDITION
POWER DRIVER SEAT
POWER LOCK
POWER PASSENGER SEAT
POWER STEERING
POWER WINDOW
REAR WINDOW DEFOGGER
TILT STEERING COLUMN
SUNROOF (POWER)

Regional Vehicle Details: 1991 Chevrolet Corvette

Regional # 2

Vehicle: 1991 CHEVROLET CORVETTE BASE2D CPE 8 5.7 NORMAL GAS A 2WD

VIN: 1G1YY2382M5102961

Stock No: 2544

License Plate: License Plate N/A

Mileage: 68,400

Seller Type: FRANCHISE DEALER WEB LISTING - AUTOTRADER.COM

Contact: 206-527-2311

Listing Date: 03/06/2011

ZIP: 98103

Price: \$9,995.00 LIST PRICE

Seller METROPOLITAN MOTORS LLC

AddName: 8228 GREEN LAKE DR NORTH SEATTLE, WA 98103

Equipment:

ALUM/ALLOY WHEELS
ANTI-LOCK BRAKE SYS.
CASSETTE PLAYER
CRUISE CONTROL
DRIVER SIDE AIRBAG
MANUAL AIR CONDITION
POWER DRIVER SEAT
POWER LOCK
POWER PASSENGER SEAT
POWER STEERING
POWER WINDOW
REAR WINDOW DEFOGGER
TILT STEERING COLUMN

Regional Vehicle Details: 1991 Chevrolet Corvette

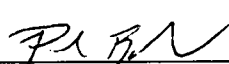
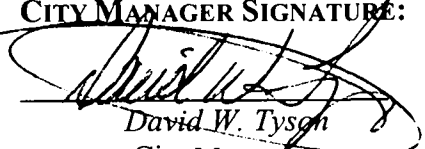
Regional # 3

Vehicle: 1991 CHEVROLET CORVETTE BASE2D CPE 8 5.7 NORMAL GAS A 2WD

VIN: 1G1YY2387M5108996

Stock No: 22781

AGENDA SUMMARY

RE: FUND BALANCE POLICY RESOLUTION	FOR AGENDA DATE: JULY 5, 2011 AGENDA ITEM NO.: 8	
RECOMMENDATION: Adopt the resolution implementing GASB 54 fund balance policy		
SUMMARY: <p>In February 2009, the Governmental Accounting Standards Board (GASB) issued Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions, which requires the City Council to make certain decisions regarding the use of resources and classifications of ending fund balance in order for the annual financial reports (audits) to be in compliance with generally accepted accounting principles (GAAP). Fiscal year 2010-2011 is the first year the city must implement this new statement. The intent of GASB 54 is to improve the usefulness of the amounts reported in ending fund balances on the year-end financial reports by providing clearer fund balance classifications that can be more consistently applied and by clarifying the existing governmental fund type definitions.</p> <p>The City of Eureka will use GASB's definitions of fund balance for the annual financial reports (audits) and for all other financial reporting. For all financial planning purposes, the term Budgetary Fund Balance will be used and will include any portion of the fund balance that is available for appropriation. Portions of the fund balance that is not available for appropriation will be identified as Reserve Balance.</p> <p style="text-align: center;"><i>Continued page 2</i></p>		
FISCAL IMPACT: The adoption of this resolution will allow the city to comply with the requirements of GASB 54. It will not affect the calculation of the ending fund balances. It is only a reclassification of ending fund balances into five possible categories instead of the three categories prior to GASB 54.		
DEPARTMENT HEAD SIGNATURE:  _____ Paul Rodrigues Finance Director	CITY MANAGER SIGNATURE:  _____ David W. Tyson City Manager	
REVIEWED BY: City Attorney Finance	DATE: 6/29/2011	INITIALS: PR
Council Action: <div style="display: flex; justify-content: space-between;"> Ordinance No. _____ Resolution No. _____ </div>		

SUMMARY *(continued)*

The City of Eureka's policy establishes the order of use of unrestricted resources when any of these amounts are available for expenditure as committed amounts should be reduced first, followed by the assigned amounts, and then the unassigned amounts.

Only the General Fund has an unassigned category since money remaining in any other fund is automatically designated or assigned to the purpose of that fund. Under the new GASB 54 rules, if the fund balance of a Special Revenue Fund is not formally restricted or committed by fiscal year end, then it must be reported as part of the General Fund for fiscal year end audited financial statement purposes. For some of the city's special revenue funds, this necessitates the City Council to provide direction on the intended use of resources for the future. Staff recommends that the City Council adopt the following list of the city's Special Revenue Funds and their expected ending fund balance classifications:

205, 207, 273, 275, 276, 277, 278, 283, 285, 290, 291 Housing-Restricted by
State Statute
224, 226, 227, 229 Gas Tax Funds – Restricted by State Statute
266 CPR Training Fund – Restricted by Council Resolution
230 Habitat Restoration – Restricted by State Statute
232 Environmental Programs – Restricted by State Statute
233, 234, 236, 237, 238, 239 - Special Revenue Funds Police
Restricted by State Statute
241 Capital Improvement Fund – Restricted by Council Resolution
242 Demolition Projects Fund – Restricted by State Statute
260 Airport Fund – Restricted by Council Resolution
265 Haz Matt Response Fund – Restricted by State Statute

In addition, GASB 54 allows the City Council authority to "assign" ending fund balances or bestow this authority to a city officer or designee. To provide the city with the most flexibility in financial reporting, staff is recommending that the Finance Director be given authority to assign resources and ending balances if applicable.

FUND BALANCE POLICY

STAFF REPORT

In February 2009, the Governmental Accounting Standards Board (GASB) issued Statement No. 54, *Fund Balance Reporting and Governmental Fund Type Definitions*, which requires the City Council to make certain decisions regarding the use of resources and classifications of ending fund balance in order for the annual financial reports (audits) to be in compliance with generally accepted accounting principles (GAAP). Fiscal year 2010-2011 is the first year the City must implement this new statement. The intent of GASB 54 is to improve the usefulness of the amounts reported in ending fund balances on the year-end financial reports by providing clearer fund balance classifications that can be more consistently applied and by clarifying the existing governmental fund type definitions.

With GASB 54, a hierarchy of fund balance classifications has been created. These classifications are based primarily on the extent to which governments are bound by the constraints placed on resources reported in those funds. This approach is intended to provide users more consistent and understandable information about a fund's net resources. For the City of Eureka, GASB 54 impacts the City's General Fund, Special Revenue Funds, Capital Project Funds and the Debt Service Fund for the fiscal year ending June 30, 2011. Previously, the City reported fund balances that were reserved, designated, or unreserved. With the implementation of GASB 54, there are five new categories required for ending fund balances:

Nonspendable Fund Balance

- Amounts that cannot be spent due to form; for example, inventories and prepaid amounts. Also, long-term loan and notes receivables, and property held for resale would be reported here unless the proceeds are restricted, committed or assigned.
- Amounts that must be maintained intact legally or contractually (principal of a permanent fund)

Restricted Fund Balance

- Amounts constrained for a specific purpose by external parties, constitutional provision or enabling legislation.

Committed Fund Balance

- Amounts constrained for a specific purpose by a government using its highest level of decision-making authority. It would require action by the same group to remove or change the constraints placed on the resources.
- Action to constrain resources must occur prior to yearend; however, the amount can be determined in the subsequent period.

Assigned Fund Balance

- For all governmental funds other than the general fund, any remaining positive amounts not classified as nonspendable, restricted or committed.
- For the general fund, amounts constrained for the intent to be used for a specific purpose by a governing board or a body or official that has been delegated authority to assign amounts. Amount reported as assigned should not result in a deficit in unassigned fund balance.

Unassigned Fund Balance

- For the general fund, amounts not classified as nonspendable, restricted, committed or assigned. The general fund is the only fund that would report a positive amount in unassigned fund balance.
- For all governmental funds other than the general fund, amount expended in excess of resources that are nonspendable, restricted, committed or assigned result in a residual deficit. In determining a residual deficit, no amount should be reported as assigned.

The City of Eureka will use GASB's definitions of fund balance for the annual financial reports (audits) and for all other financial reporting. For all financial planning purposes, the term Budgetary Fund Balance will be used and will include any portion of the fund balance that is available for appropriation. Portions of the fund balance that is not available for appropriation will be identified as Reserved Balance.

The City of Eureka policy establishes the order of use of unrestricted resources when any of these amounts are available for expenditure as committed amounts which should be reduced first, followed by the assigned amounts, and then the unassigned amounts. In addition, GASB 54 allows the City Council authority to "assign" ending fund balances or bestow this authority to a city officer or designee. To provide the City with the most flexibility in financial reporting, staff is recommending that the Finance Director be given authority to assign resources and ending fund balances if applicable.

Only the General Fund has an unassigned category since money remaining in any other fund is automatically designated or assigned to the purpose of that fund. Under the new GASB 54 rules, if the fund balance of a Special Revenue Fund is not formally restricted or committed by fiscal year end, then it must be reported as part of the General Fund for fiscal year end audited financial statement purposes. For some of the city's special revenue funds, this necessitates the City Council to provide direction on the intended use of resources for the future. Staff recommends that the City Council adopt the following list of the city's Special Revenue Funds and their expected ending fund balance classifications:

205, 207, 273, 275, 276, 277, 278, 283, 285, 290, 291 Housing-
Restricted by
State Statute
224, 226, 227, 229 Gas Tax Funds – Restricted by State Statute
266 – CPR Training Fund – Restricted by Council Resolution
229 Habitat Restoration – Restricted by State Statute
232 Environmental Programs – Restricted by State Statute
233, 234, 236, 237, 238, 239 - Special Revenue Funds Police –
Restricted by State Statute
241 Capital Improvement Fund – Restricted by Council Resolution
242 Demolition Projects Fund – Restricted by State Statute
260 Airport Fund – Restricted by Council Resolution
265 Haz Matt Response Fund – Restricted by State Statute

Governmental Fund Types

Governmental fund types include the general fund, special revenue funds, capital projects funds, debt service funds, and permanent funds. GASB has clarified the definitions of these funds as follows:

General Fund

The general fund should be used to account for and report all financial resources not accounted for and reported in another fund.

Special Revenue Funds

Special revenue funds are used to account for and report the proceeds of specific revenue sources that are restricted or committed to expenditure for specified purposes other than debt service or capital projects. The restricted or committed proceeds of specific revenue sources should be expected to continue to comprise a substantial portion of the inflows reported in the fund. Other resources (investment earnings and transfers from other funds, for example) also may be reported in the fund if those resources are restricted, committed, or assigned to the specified purpose of the fund. Governments should discontinue reporting a special revenue fund, and instead report the fund's remaining resources in the general fund, if the government no longer expects that a substantial portion of the inflows will derive from restricted or committed revenue sources.

Capital Projects Funds

Capital projects funds are used to account for and report financial resources that are restricted, committed, or assigned to expenditure for capital outlays, including the acquisition or construction of capital facilities and other capital assets. Capital projects funds exclude those types of capital-related outflows financed by proprietary funds or for assets that will be held in trust for individuals, private organizations, or other governments.

Debt Service Funds

Debt service funds are used to account for and report financial resources that are restricted, committed, or assigned to expenditure for principal and interest, even if it is being accumulated for future years' payments. Debt service funds should be used to report resources if legally mandated.

Permanent Funds

Permanent funds should be used to account for and report resources that are restricted to the extent that only earnings, and not principal, may be used for purposes that support the reporting government's programs. Permanent funds do not include private-purpose trust funds, which should be used to report situations in which the government is required to use the principal or earnings for the benefit of individuals, private organizations, or other governments.

EUREKA CITY COUNCIL RESOLUTION NO. _____

A RESOLUTION IMPLEMENTING GASB 54 BY ADOPTING A FUND
BALANCE POLICY, COMMITTING THE ENDING FUND BALANCES OF ALL SPECIAL
REVENUE FUNDS FOR SPECIFIC PURPOSES, AND DELEGATING AUTHORITY TO THE
FINANCE DIRECTOR FOR "ASSIGNING" ENDING FUND BALANCES

WHEREAS, prior to GASB 54, ending fund balances were specified as reserved,
designated, or unreserved;

AND WHEREAS, in 2009, GASB 54 required reclassification of the ending fund
balances into five categories: nonspendable, restricted, committed, assigned, and unassigned;

AND WHEREAS, the City needs to reclassify all the required ending fund;

AND WHEREAS, as resources are received, there might be the necessity for the
Finance Director to assign them for a specific purpose that is narrower than the purpose of the
fund;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Eureka to
formally commit the ending fund balance of all governmental funds to the default ending
fund position and to give assigning authority to the Finance Director for resources/fund
balances as need.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2011
on the following vote:

AYES: COUNCILMEMBERS
NOES: COUNCILMEMBERS
ABSENT: COUNCILMEMBERS

Frank Jäger, Mayor of the City of Eureka

ATTEST:

Pamela J. Powell, City Clerk

APPROVED AS TO ADMINISTRATION:

APPROVED AS TO FORM:

David W. Tyson, City Manager

William Bragg, City Attorney

AGENDA SUMMARY

**RE: TRUESDALE VISTA POINT PROJECT
PROFESSIONAL SERVICES AGREEMENT**

FOR AGENDA DATE: JULY 5, 2011

AGENDA ITEM No.: 9

RECOMMENDATION:

AUTHORIZE STAFF TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH LACO ASSOCIATES FOR DESIGN SERVICES FOR THE TRUESDALE VISTA POINT PROJECT, IN AN AMOUNT NOT TO EXCEED \$45,500.

SUMMARY OF THE ISSUE:

LACO Associates are ready to complete the necessary fieldwork and prepare design drawings and technical specifications for the Truesdale Vista Point Project. The Vista Point will serve as the updated trailhead to the existing Elk River Trail System that extends south from the site along the easterly bank of Elk River. In the future, as more multi-use trails are developed along the Eureka Bay shoreline, the Vista Point and its amenities will be a point of access and serve as a "pit stop" to the users of the trail. In addition, the project will live up to its name, "Vista Point," providing access for viewing the mouth of Elk River and the neighboring portions of the Humboldt Bay.


The Vista Point Project is funded partially through a grant provided by the Coastal Conservancy. The agreement between the Conservancy and the City stipulates that the project design be completed by no later than September 30, 2011. LACO is committed to providing the City with the needed field and design services within the required timeframe established in the funding agreement.

Attachment: Truesdale Vista Point Conceptual Plan

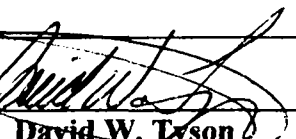
FISCAL IMPACT:

Expenditures: \$45,500 from Account #241-47000-7812-PJ-TVP for Truesdale Vista Point Project.

DH SIGN:


Bruce Young
Public Works Director

CM SIGN:


David W. Tyson
City Manager

REVIEWED BY:

City Attorney

Finance

Assistant City Manager

DATE:

6-30-11

6-30-11

INITIALS:

PLR

MS

Council Action:

Ordinance No. _____

Resolution No. _____

Attachment B

Figure 3b: Triesdale Vista Point Conceptual plan



Natural Resources Services, RCAA
April, 2005

Sheet 1. Conceptual Plan

Prepared for: Natural Resources Services of Redwood Community Action Agency and City of Eureka, California
Prepared by: Alta Planning + Design

Eureka Trails Committee
Waterfront Trail Recommendations

AGENDA SUMMARY**RE: FEE WAIVER REQUEST – ST. INNOCENT
ORTHODOX CHURCH****FOR AGENDA DATE: JULY 5, 2011
AGENDA ITEM NO.:** 10**RECOMMENDATION:**

1. Deny request for an Architectural Review fee waiver from the St. Innocent Orthodox Church

SUMMARY:

St. Innocent Orthodox Church is requesting a fee waiver for the required Architectural Review for the proposed replacement of their stairs and railings at the church located at 939 F Street. The church is located in an AR zone, which means Architectural Review is required for any changes to the outside of the building. Assuming the new fee schedule is adopted, the Architectural Review fee will be \$275, with \$50 of the fee being Engineering Department fees and the remaining \$225 being Community Development Department fees. Application fees are revisited and assigned each year, and are based on the average amount of staff time it takes to complete the task associated with the fee.

The church has not submitted an application for Architectural Review, but their letter states they are proposing to replace the stairs “in kind”, and replace the existing galvanized pipe railings with wood railings, consistent with the historic railings and consistent with other railings in the neighborhood. If there is no change in materials, orientation, etc. for the stairs, they would not be subject to Architectural Review. However, while we recognize the proposed change in the railings as a positive alteration, the change requires approval from the Design Review Committee because it is an exterior alteration of the structure.

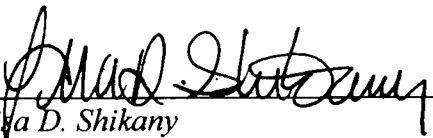
Attachments:

1. Letter of Fee Waiver Request with photographs

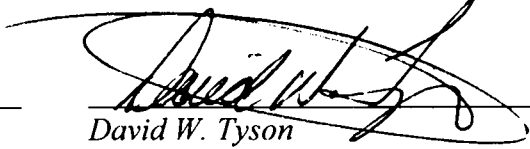
FISCAL IMPACT:

If a fee waiver is approved, the fiscal impact would be \$275 lost revenue to the General Fund.

DEPARTMENT HEAD SIGNATURE:


Liya D. Shikany
Interim Director of Community Development

CITY MANAGER SIGNATURE:


David W. Tyson
City Manager

REVIEWED BY:

Assistant City Manager
City Engineer

DATE:

6-29-11
6-29-11

INITIALS:

mk
g.B. bylds

Council Action:

Ordinance No.

Resolution No.

June 29, 2011

David Tyson, Mayor
City of Eureka
531 K Street
Eureka, CA 95501

Subject: Waiver of Fee

Dear Mr. Tyson:

St. Innocent Orthodox Church has been slowly renovating portions of our building as we are able to obtain funds. We are presently working with the City of Eureka for a building permit to replace the front steps of the church at 939 F Street. The steps are unsafe and unsightly.

Our intent was to replace the structure *in kind*; however, the railings of the existing steps are made from galvanized pipe, which are unsightly and do not meet safety code. Therefore, we have decided to put in wood railings and grips to match those of the other homes in the area and to meet code. In making this change to bring the steps back to its original historic wood as shown in the turn of the century photo (attached), the church is required to go before the Architectural Review Committee because there is a “change in design”—from its present pipe to wood railings.

California state law does not give the Review Committee latitude to waive the review. However, the City Council has the authority to waive fees for services, including services provided by the Review Committee. St. Innocent Church holds nonprofit status in the State of California. We are a small church with about 50 members. We obtain funding through donations, and our funds are paltry. This fee will force us to postpone the project another year in order to save the money for it.

We respectfully request that Eureka City Council waive the \$285 fee for review based on the fact that (1) the fee is an unexpected hardship; and (2) the change is actually in keeping with the intent of the Architectural Review Committee’s goal of maintaining and restoring these old buildings as close to their original state as possible and in keeping the charm of the neighborhood.

Thank you for your consideration of this request. Please call me at 826-2533 with any questions you may have.

Sincerely,
/s/
Charlotte Hawks

Attachments

PICTURES AND DESCRIPTIONS PROVIDED BY APPLICANT



Annie B. Ryan house stairs – Obviously these steps will have to be replaced and meet various codes; but they do show the surrounding neighborhood's style



Neighbor's stairs – These are right next door to the church



St. Innocent worn out steps with pipe railings – These are unsafe and unsightly



Firstchurch – The original church at the turn of the century with wood railings on steps